

San Juan County Commission Regular Meeting July 27, 2021

Chairman Beckstead called the San Juan County Commission meeting to order on July 27, 2021 at 4:01 P.M. in the Commission Chambers located in the County Administration Building, 100 S. Oliver Drive, Aztec, New Mexico. Chairman Beckstead gave the invocation and Commissioner Lanier led the Pledge of Allegiance. Those present were:

CHAIRMAN	John T. Beckstead
CHAIRMAN PRO-TEM	Terri D. Fortner
MEMBER	Steve Lanier
MEMBER	GloJean Todacheene
MEMBER	Michael Sullivan-VIA PHONE
CLERK	Tanya Shelby
SHERIFF	Shane Ferrari
UNDERSHERIFF	Cory Tanner
COUNTY MANAGER	Mike Stark
DEPUTY COUNTY MANAGER	Jim Cox
ATTORNEY	Joe Sawyer
EMERGENCY MANAGEMENT COORDINATOR	Ali Rye
CHIEF FINANCIAL OFFICER	Kim Martin
CHIEF HUMAN RESOURCES OFFICER	Roberta Padilla
ADULT DETENTION ADMINISTRATOR	Daniel Webb
ADULT DENTENTION CENTER DEPUTY WARDEN	Brenna Cook
ALTERNATIVE SENTENCING DEPUTY ADMINISTRATOR	Timi Howell
JUVENILE SERVICES ADMINISTRATOR	Bowen Belt
JUVENILE SERVICES DEPUTY ADMINISTRATOR	Shane Starr
FIRE CHIEF	John Mohler
DEPUTY FIRE CHIEF	Chris Cardin
COMMUNITY DEVELOPMENT DIRECTOR	Michele Truby-Tillen
SUBDIVISION REVIEW OFFICER	David Barnett
HOUSING EXECUTIVE DIRECTOR	Faye Anderson
PUBLIC RELATIONS & FILM MANAGER	Devin Neeley
BEHAVIORAL HALTH SERVICES DIRECTOR	Su Hodgman

VISITORS:

7

Presentation

1. Presentation of Certificate of Recognition for the "Yard of the Month" Program

Bob Carman, Code Enforcement Officer SJC Community Development, explained that the "Yard of the Month" program's mission is to recognize citizens of San Juan County for their voluntary efforts in "Building a Stronger Community" by taking pride in the appearance and

maintenance of their yard and home. Leonard and Vangie Neil have inspired county residents to strive for a clean and beautiful community where natural resources are protected and the environment is enhanced. The Neil's attractively groomed property is located at 19 Road 2843 Aztec, NM.

Regular Meeting

Approval of Agenda

Mike Stark, County Manager, stated that there are no changes to the agenda. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Todacheene to approve the agenda as presented. Upon voice vote this motion passed unanimously.

Consent Agenda

1. Consideration of Approval for Regular Meeting Minutes of July 6, 2021
2. Consideration of Approval of Finance Check Registers for June 2021
3. Consideration of Request to Serve as Fiscal Agent to Apply for the Community DWI (COWi) Prevention Grant
4. Consideration of Budget Adjustment #16-Resolution No. 21-22-04
5. Consideration of Approval of FY21 Final Quarter Financial Report - Resolution No. 21-22-05
6. Consideration of Commission Certification of Annual Inventory
7. Consideration of Changes of Housing Choice Voucher Administrative Plan

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

Old Business

1. Consideration of Location of Film Backlot property

Devin Neeley, Public Relations and Film Manager explained that with the recent completion of the renovations to the Totah Theater, staff is ready to move on identifying a location for the backlot at Totah Studios. The County procured the consulting services of Don Gray, former Locations Coordinator for the State Film Office, and Executive Director of Film Las Cruces to assist identifying a property. Three properties were identified for consideration, two of which are owned by San Juan County: Industrial Park and Lion Park. The third option was a piece of property located by Jackson Lake which is owned by the City of Farmington. Mr. Gray communicated to the Commission that the Industrial Park owned by the County would be best suited for a future backlot being aesthetically pleasing, infrastructure currently in place, and easily accessible with a large structure for storage or future studio. Mr. Grey also explained that choosing one of these options does not exclude others from being film locations. The 5% New Mexico state tax credit is connected to the approved sites. Various comments and questions were made by the Commission. A motion was made by Commissioner Sullivan, seconded by Commissioner Lanier to approve the Industrial Park as the Location of the Film Backlot property. Upon voice vote this motion passed unanimously.

New Business

1. Consideration of Final Plat for Cal-Stock Subdivision - Phase 2, revised Phasing Plan, and Subdivision Improvement Agreement

David Barnett, Subdivision Review Officer, indicated that on July 7, 2020, the County Commission approved the Preliminary Plat for Cal-Stock Subdivision to be developed in phases. Phase 1 was given Final Plat approval on September 15, 2020. The developer wished to combine the last two phases into one final phase. Phase 2 consists of 14 lots ranging in size from 0.75 acres to 0.93 acres. The only public improvement not installed is the main electrical power line. A subdivision improvement agreement is proposed to assure that this will be completed. As per Section 5.5.2 of the Subdivision Regulations, the developer furnished a sample copy of the purchase agreement which will be used to convey an interest in the subdivided land. The final plat is in substantial conformity with the approved preliminary plat and complies with the Subdivision Regulations. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Lanier to approve Final Plat for Cal-Stock Subdivision - Phase 2, revised Phasing Plan, and Subdivision Improvement Agreement. Upon voice vote this motion passed unanimously.

2. Consideration of Approval of 2021 Edward Byrne Memorial Justice Assistance (JAG) Grant Agreement

Cory Tanner, Undersheriff, communicated that the San Juan County Sheriff's Office was determined eligible to receive \$50,727 from the Department of Justice, 2021 Edward Byrne Memorial Justice Assistance Grant (JAG). The Sherriff's office will use the allocation to purchase in-car computers, warranties for the computers, vehicle docking stations for the computers, warranties for the docking stations, DC vehicle adaptors for the docking stations, office docking stations, and tourniquet belt carrying cases. There are no matching funds required with this grant. Chairman Beckstead declared a public hearing opened. No comments were made. A motion was made by Chairman Pro-Tem Fortner, seconded by Commissioner Todacheene to approve the 2021 Edward Byrne Memorial Justice Assistance (JAG) Grant Agreement. Upon voice vote this motion passed unanimously.

3. Consideration of Amended Retention and Referral Bonus Program for the Adult Detention Center

Daniel Webb, Adult Detention Center Administrator, communicated that at the July 6, 2021 Commission meeting, the Commission approved the Retention and Referral Bonus Program for the Adult Detention Center. The Referral program was structured such that all employees of the Adult Detention Center would be eligible to receive a referral bonus of \$250 for a referred employee who maintains 6 months of employment. Due to additional staffing shortfalls and declining pool of applicants, staff recommended extending the referral bonus eligibility to all county employees excluding elected officials and any employee of the Human Resources department. Various comments and questions were made by the Commission. A motion was made Chairman Pro-Tem Fortner, seconded by Commissioner Todacheene to approve

Amended Retention and Referral Bonus Program for the Adult Detention Center. Upon voice vote this motion passed unanimously.

4. Consideration of Notice of Intent to Adopt San Juan County Ordinance No. 120, Cannabis Regulation Ordinance

Joe Sawyer, County Attorney, stated that the Cannabis Regulation Act was passed during the 2021 Special Session of the Legislature and was signed into law by the Governor on April 12, 2021. Local control of the new industry is severely limited by the Cannabis Regulation Act, but the Commission, at their July 6, 2021 meeting, expressed interest in enacting regulation that is allowed. The Legal Department drafted a Cannabis Regulation Ordinance for consideration that limits the location of cannabis establishments to 1,000 feet from any residence, church, library, cultural center, community center, public park, or government facility. Distance would be limited to 300 feet from any school or daycare center. Hours of operation would be limited to 7:00 a.m. to midnight Monday through Saturday and noon to midnight on Sundays. Cannabis consumption areas would be limited to a designated area in cannabis establishments and would not be allowed in public. Any type of mobile sales would not be allowed. Cannabis establishments would have to register under the County's Business Registration Ordinance. Adoption of the Ordinance No. 120 will be placed on the agenda for the August 17, 2021 Commission meeting for consideration after publication. Various comments and questions were made by the Commission. A motion was made by Commissioner Lanier, seconded by Commissioner Todacheene to approve the Notice of Intent to Adopt San Juan County Ordinance No. 120, Cannabis Regulation Ordinance. Upon voice vote this motion passed unanimously.

5. Consideration of approving the FY22 Final Budget – Resolution No. 21-22-03

Kim Martin, Chief Financial and Strategy Officer, requested approval of the FY22 Final Budget which is due to the Department of Finance & Administration (DFA) by July 31, 2021 for approval. DFA will approve the final budget by September 6, 2021. Ms. Martin presented the following to the Commission:

- Budget was developed based on need and through cooperation with all user departments, elected officials, and other department supervisors.
- Funds appropriated in the FY2022 final budget are subject to all existing and approved County policies and regulations as of July 1, 2021.
- Included Compensation survey for Deputy Sheriffs
- Removed training ban for detention officers
- Revenues total \$111,954,990
- Expenditures total \$145,161,310

Various comments and questions were made by the Commission. A motion was made by Commissioner Todacheene, seconded by Chairman Pro-Tem Fortner to approve FY22 Final Budget – Resolution No. 21-22-03. Upon voice vote this motion passed unanimously.

Report from County Manager

Mr. Stark updated the Commission on the following:

- County Fair will be from August 4th -14th. Last year was the first time since 1893 that the County did not have a fair, a large crowd is expected. The County Fair Board is a separate entity from the County and a link to their website is on the County website.
- Cedar Hill Project Information meeting is Wednesday, August 4th at 6pm in the Commission Meeting Room.
- The Public Health Order expires July 30th. A news conference will be held on July 28, 2021 at 3pm by the Governor.
- San Juan County Covid-19 vaccination rate: 64.4% fully vaccinated and 76.8% with at least one shot.

Reports From Elected Officials And Department Heads

Chairman Pro-Tem Fortner acknowledged Chairman Beckstead who will throw the first pitch at the Connie Mack World Series on Wednesday night. Chairman Pro-Tem Fortner also stated flowers or donations in lieu of flowers should be sent in honor of previous deputies Carlos Arviso and Tom Ashby who passed away on July 27, 2021.

Fire Chief John Mohler stated that the fire department is issuing fire burn permits for burns before noon due to increased rainfall. The County also sent one truck and three personnel to help with the Bootleg Fire in Oregon last week.

Sherrif Shane Ferrari communicated that he gave a recommendation to the Town of Kirtland to contact the County legal department regarding the County Cannabis Ordinance. The Sheriff also regreftfully informed the Commission that two former deputies passed away and the Sheriff's office is mourning their loss.

Roberta Padilla, Chief Human Resources Officer, presented County Manager Mike Stark a Summer Internship Program certificate of participation. The program had 41 student interns: 14 with the County and 27 with City of Farmington.

Comments / Input From The General Public

Lauren Bernally, Policy Analyst- Navajo Nation Human Rights Commission emailed the following comment read by Mike Stark, County manager, "The Navajo Nation Human Rights Commission (NNHRC) has requested San Juan County Clerk amend the current precinct boundaries to conform to the Navajo Chapter boundaries located in San Juan County, New Mexico. NNHRC is ready to meet with SJ County officials to jointly address the mandated amendment as specified in SB 304."

Closed Executive Session

A motion was made by Commissioner Lanier, seconded by Commissioner Todacheene to go into closed executive session to discuss threatened or current PNM litigation. Upon voice vote this motion passed unanimously. Upon return Chairman Beckstead stated that nothing other than what was stated in the motion to go into closed executive session was discussed.

Adjourn

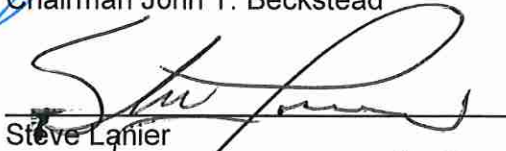
Being no further business, Chairman Beckstead adjourned the meeting at 6:07 p.m.

APPROVED THIS 17th DAY OF AUGUST 2021

BY THE SAN JUAN COUNTY BOARD OF COMMISSIONERS:

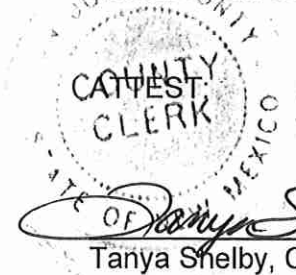


Chairman John T. Beckstead


Chairman Pro-Tem Terri Fortner


Steve Lanier


GloJean Todacheene


Michael Sullivan



Tanya Shelby, County Clerk