

**San Juan County Commission
Regular Meeting
March 7, 2023**

Chairman Lanier called the San Juan County Commission meeting to order on March 7, 2023 at 4:00 p.m. in the Commission Chambers located in the County Administration Building, 100 S. Oliver Drive, Aztec, New Mexico. Commissioner Todacheene gave the invocation and Commissioner McDaniel led the Pledge of Allegiance. Those present were:

CHAIRMAN	Steve Lanier
CHAIRMAN PRO-TEM	John T. Beckstead
MEMBER	Terri D. Fortner
MEMBER	GloJean Todacheene
MEMBER	Gary McDaniel
CLERK	Tanya Shelby
CHIEF DEPUTY TREASURER	Bryan Myers
UNDERSHERIFF	Cory Tanner
COUNTY MANAGER	Mike Stark
DEPUTY COUNTY MANAGER	Jim Cox
ATTORNEY	Joe Sawyer
DEPUTY ATTORNEY	Ellen Wayne
EMERGENCY MANAGER	Mike Mestas
CHIEF FINANCIAL OFFICER	Kim Martin
PUBLIC WORKS ADMINISTRATOR	Nick Porell
FIRE CHIEF	David Vega
DEPUTY FIRE CHIEF	Donovan Mack
PUBLIC RELATIONS & FILM MANAGER	Devin Neeley
 VISITORS:	 11

Regular Meeting

Approval of Agenda

Mike Stark, County Manager, stated that there was one change to the agenda. New Business Item #3 will be presented by Fire Chief David Vega. A motion was made by Chairman Pro-Tem Beckstead, seconded by Commissioner Fortner to approve the agenda as amended. Upon voice vote the motion passed unanimously.

Consent Agenda

1. Approval of Regular Meeting Minutes from February 21, 2023
2. Approval of FY23 Budget Adjustment #11 – Resolution No. 22-23-53

3. Approval of Renewal of Proposal No. 21-22-13, On-Call Building Automated System and Facility HVAC Services to Farmington Heating & Metal of Farmington, NM
4. Approval of Renewal of Proposal No. 20-21-08, Property and Casualty Insurance to Kysar Millennium Leavitt Insurance Agency of Farmington, NM
5. Approval of First Amended Intergovernmental Agreement between the New Mexico Economic Development Department and San Juan County for Natural Gas Line Extension to San Juan Industrial Park
6. Approval of Adoption of Statement of the San Juan County Policy and Notice of Nondiscrimination

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

New Business

1. Consideration of Approval of Public Service Company of New Mexico's (PNM) San Juan Generating Station (SJGS) Demolition and Remediation Plan

Porter Smith, San Juan County Project Manager, indicated that in 2019, the State of New Mexico passed the Energy Transition Act which resulted in the closure of the San Juan Generating Station. In 2021, the County adopted Ordinance No. 121 Coal-Fired Electricity Generating Facility Demolition and Remediation which requires owners of retired generating facilities to submit a plan for demolition and remediation of affected properties within three months of shutdown as well as comply with state, federal, local, and tribal laws and regulations. To aid in the evaluation and oversight of the Public Service Company of New Mexico's (PNM) demolition and remediation plan, the County has contracted with Mountain West Consulting, LLC. On December 28, 2022, PNM submitted their demolition and remediation plan; on January 24, 2023, Staff and Andrew Schaaf of Mountain West Consulting attended an in-person review of the plan. Subsequently, on February 21, 2023 the County provided an initial written completeness notice identifying no deficiencies in the plan. Chairman Pro-Tem Beckstead asked if the plan took into consideration any future usage of the site such as producing gas-powered energy, and Mr. Smith indicated that there has been consideration of using the site for other forms of energy generation. Commissioner Todacheene expressed her concerns regarding the removal of waste once demolition begins. Mr. Smith explained that there will be heavy regulation concerning waste removal by state and federal entities throughout the demolition process. Commissioner Fortner asked for the time frame of the demolition and the amount of workforce needed. Mr. Smith stated demolition would take 4 years to complete and Jeff Pope, Demolition and Remediation Engineering Contractor for PNM, and Rodney Warner, San Juan Generating Station Director and Plant Manager, indicated that there would be between 50-75 skilled laborers. The Commission asked various questions. A motion was made by Chairman Pro-Tem Beckstead, seconded by Commissioner Fortner to approve the Public Service Company of New Mexico's (PNM) San Juan Generating Station (SJGS) Demolition and Remediation Plan. Upon voice vote the motion passed unanimously.

2. Consideration of FY24 Congressionally Directed Spending Requests

Mike Stark, County Manager, stated that federal delegates Senator Martin T. Heinrich, Senator Ben R. Lujan, and Congresswoman Teresa Leger Fernandez will be accepting appropriations

requests for Fiscal Year 2024. Applications for funding are due to Senator Heinrich by March 10th, Senator Lujan by March 16th, and a deadline has not been established by Congresswoman Leger Fernandez. Staff evaluated three public safety projects which meet the requirements of available funding as follows:

- Multi-agency mobile command unit for the Sheriff's Office and Fire Department - estimated cost \$1,200,000
- 100 self-contained breathing apparatus replacements for the San Juan County Fire and Rescue Department - estimated cost \$1,100,000
- Up to date Use of Force Simulator - estimated cost \$100,000

Fire Chief David Vega explained that the funding would provide the remaining 100 self-contained breathing apparatus that were not submitted for funding and an up-to-date mobile command unit would provide a better workstation for handling wild land fires and hazardous material incidents. Undersheriff Cory Tanner indicated that the current mobile command unit does not meet the needs of the Sheriff's Office and an up-to-date mobile command unit would benefit both departments. Lieutenant Adam Rogers stated that the proposed Use of Force Simulator is a virtual reality simulator that would benefit training and recruitment of officers. The Commission asked various questions. A motion was made by Chairman Pro-Tem Beckstead, seconded by Commissioner Fortner to approve the FY24 Congressionally Directed Spending Requests. Upon voice vote the motion passed unanimously.

3. Consideration of Notice of Intent to Amend and Restate San Juan County's Fire Code, Ordinance No. 6

David Vega, Fire Chief, announced that on November 1, 2022 the New Mexico State Fire Marshall adopted the 2021 International Fire Code and per New Mexico Administrative Code 10.25.5.1 local jurisdictions are also required to adopt the new Fire Code. The proposed amendment and restatement will update the Ordinance to the 2021 International Fire Code. Fire Chief Vega indicated some changes to the 2021 Code include updates concerning energy storage systems and the requirement of hood systems for mobile food trucks. Upon approval, the Legal Department will submit the Notice of Publication to the Farmington Daily Times and the item will be placed on the April 4, 2023 Regular Meeting agenda for adoption. The Commission asked various questions. A motion was made by Commissioner Todacheene, seconded by Chairman Pro-Tem Beckstead to approve the Notice of Intent to Amend and Restate San Juan County's Fire Code, Ordinance No. 6. Upon voice vote the motion passed unanimously.

Report from County Manager

Mike Stark, County Manager, reported the following:

- Spring Household Hazardous Waste Collection event will be held Saturday March 25, 2023 from 9 a.m. to 1 p.m. in the County Administrative Building parking lot, limited to citizens of Bloomfield, Kirtland, and the unincorporated areas of San Juan County.

- Dumpster Day for free use of the transfer stations will take place on April 15th during regular business hours.
- The County is continuing to track bills until the conclusion of the Legislative Session on March 18th at noon.

Reports From Elected Officials And Department Heads

Chairman Lanier stated he has been tracking House Bill 121 and how it will affect the transfer of water rights.

Commissioner Todacheene requested an update regarding the recent incident involving the Sheriff's Office. Undersheriff Cory Tanner stated that he was not directly involved in the situation and that Sheriff Ferrari may possibly attend a future meeting to address any further questions.

Comments / Input From The General Public

Linda Corwin, citizen, suggested other alternatives to recycling and disposal of waste.

Closed Executive Session

A motion was made by Chairman Pro-Tem Beckstead, seconded by Commissioner Fortner to go into closed executive session to discuss threatened or pending litigation in which the County is a participant – Navajo Nation Redistricting Lawsuit Pursuant to Section 10-15-1 (H)(7). Upon voice vote the motion passed unanimously. Upon return a motion was made by Commissioner Fortner, seconded by Chairman Pro-Tem Beckstead to go back into open meeting. Upon voice vote the motion passed unanimously. Commissioner Fortner 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 Lanier adjourned the meeting at 6:07 p.m.

APPROVED THIS 21ST DAY OF MARCH 2023

BY THE SAN JUAN COUNTY BOARD OF COMMISSIONERS:

Chairman Steve Lanier

Chairman Pro-Tem John T. Beckstead

Gloeann Todacheene

Terri D. Fortner

Gary McDaniel



ATTEST:

Tanya Shelby, County Clerk