

1st February, 2022

The Regular Meeting of the Board was held at 9:00 a.m. in the Commissioner's Chambers observing all COVID-19 protocols currently issued by the State of New Mexico, with the following present : Billy Moore - Commissioner; Robert Baca - Commissioner; Genevieve Jackson - Commissioner; Anthony Dimas, Jr., - County Manager; Brian Money - Deputy County Manager; Doug Decker - County Attorney; Shawna Garnenez - Executive Assistant; Sara Keeler - Finance; Deziric Gomez - Human Resources; Muriel Plummer - Grants; Rodney Skersick - Roads; Percy B. Anderson - Manuclito Chapter Secretary/Treasurer; Milton Davidson - Manuclito Chapter President; Kristi Weeks - Finance Analyst; Darrell Jimson - Facilities Mgt Director; Domnick Riffle - Project Mgr; Hugo Cano - Procurement Manager; Georgene Dimas - MCMDDAA; Evan Williams - NWNMCOG; Emily Ellison - Battered Families Executive Director; Merle Bates - Battered Families; Karneel Bennett - Monitor.

The meeting was convened at 9:00 a.m. and called to order by Commissioner Moore. Roll call was taken.

Commissioner Baca - present, Commissioner Jackson - present, Commissioner Moore - Present.

The Pledge of Allegiance was led by County Attorney Doug Decker.

CONSENT AGENDA: This item is placed on the agenda so that the Commission can designate by unanimous consent those routine items that they wish to be approved by one motion. If a Commissioner or if a citizen so requests, it will be heard individually as a separate item. Motion to approve item(s) 1-3 on the consent agenda.

1. APPROVAL of minutes:
 - a. Regular Meeting Minutes of January 11, 2022.
2. REVIEW AND APPROVE:
 - a. Purchase Order Payment Batch for 01/05/2022-01/25/2022 in the amount of \$601,711.91.
 - b. Ratify Purchase Order Payment Batch from 01/12/2022 in the amount of \$4,998.54.

3. REVIEW AND APPROVE: Adult Inmate/Detainee other health claims:
- a. Sundance Dental - one (1) Adult Inmate in the amount of \$351.20

Commissioner Jackson made a motion to approve items 1 - 3 on the consent agenda. Commissioner Baca seconded the motion. Motion Carried.

Commissioner Jackson "Said Yes", Commissioner Baca "Said Yes", Commissioner Moore "Said Yes". None - Opposed.

ACTION ITEMS:

4. REVIEW AND APPROVE: The following DWI items. Jennifer Bates; DWI Program Manager.

- a. DWI Planning Council Executive Officers and the DWI Planning Council Bylaws as recommended by the DWI Planning Council.

Commissioner Baca made a motion to approve line item 4. (a) DWI Planning Council Executive Officers and DWI Planning Council Bylaws as recommended. Commissioner Jackson seconded the motion. Motion Carried.

Commissioner Moore "Said Yes", Commissioner Baca "Said Yes", Commissioner Jackson "Said Yes." None - Opposed.

- b. Resolution No. FEB-22-028 to Authorize the County to submit an application to the Department of Finance and Administration, Local Government Division (DFA) to participate in the Local DWI grant and distribution program.

- c. Memorandum of Understanding with New Mexico Department of Finance and Administration to be submitted as part of the Distribution program application.

- d. Statement of Assurances to be submitted as part of the Distribution program application.

Commissioner Baca made a motion to approve line item 4. (b.) Resolution No. FEB-22-028, (c.) Memorandum of Understanding with New Mexico Department of Finance and Administration, and (d.) Statement of Assurances. Commissioner Jackson seconded the motion. Motion carried.

Commissioner Jackson "Said Yes", Commissioner Moore "Said Yes", Commissioner Baca "Said Yes". None - Opposed

5. REVIEW AND APPROVE: Resolution No. FEB-22-016 Supporting the New Mexico Counties 2022 Legislative Priorities. Douglas W. Decker, County Attorney.

Commissioner Jackson made a motion to approve Resolution No. FEB-22-016 Supporting the New Mexico Counties 2022 Legislative Priorities. Commissioner Baca seconded the motion. Motion carried.

Commissioner Baca "Said Yes", Commissioner Moore "Said Yes", Commissioner Jackson "Said Yes". None - Opposed

6. REVIEW AND APPROVE: Resolution No. FEB-22-017 McKinley County's Vaccination, Test, and Face Covering Policy, Policy No. P-105. Douglas Decker, County Attorney.

Commissioner Baca made a motion to approve Resolution No. FEB-22-017 McKinley County's Vaccination, Test, and Face Covering Policy, Policy No. P-105. Commissioner Jackson seconded the motion. Motion Carried.

Commissioner Jackson "Said Yes", Commissioner Moore "Said Yes", Commissioner Baca "Said Yes". None - Opposed.

7. REVIEW AND APPROVE: Resolution No. FEB-22-018 Opposing the United States Federal Government's "30 X 30" Land Preservation Goal. Commissioner Moore, and Anthony Dimas Jr., County Manager.

8. REVIEW AND APPROVE: Resolution No. FEB-22-019 Opposing the State of New Mexico's "30 X 30" Land Preservation Goal. Commissioner Moore, and Anthony Dimas Jr., County Manager.

Commissioner Jackson made a motion to approve line item 7. Resolution No FEB-22-018 Opposing the United States Federal Government's "30x30" Land Preservation Goal and 8. Resolution No. FEB-22-019 Opposing the State of New Mexico's "30x30" Land Preservation Goal. Commissioner Baca seconded the motion. Motion Carried.

Commissioner Moore "Said Yes", Commissioner Baca "Said Yes", Commissioner Jackson "Said Yes". None - Opposed.

9. REVIEW AND APPROVE: Resolution No. FEB-22-024 Supporting the Legislation relating to Economic Development and Enacting the Hydrogen Hub Development Act. Tabled from the January 11, 2022 meeting until the actual ACT could be reviewed. Douglas W. Decker, County Attorney.

Commissioner Baca made a motion to approve Resolution No. FEB-22-024 Supporting the Legislation relating to Economic Development and Enacting the Hydrogen Hub Development Act. Commissioner Moore seconded the motion. Motion Carried.

Commissioner Jackson "Said No", Commissioner Moore "Said Yes", Commissioner Baca "Said Yes".

**10. REVIEW AND APPROVE: Resolution No.'s FEB-22-021 to FEB-22-023.
Muriel Plummer, Grants Manager.**

c. Resolution No, FEB-22-021 Adopting the required community development block grant (CDBG) annual certifications and commitments.

f. Resolution No. FEB-22-022 Citizen Participation Plan 2021 CDBG with required elements.

g. Resolution No. FEB-22-023 Fair Housing Proclamation with required elements.

h. Community Development Block Grant (CDBG) Agreement Amendment NO. 1 for Project No. 19-C-NR-I-01-G-20 in the amount of \$190,000.00 for White Cliffs Water Projects.

Commissioner Jackson made a motion to approve line item 10.

e) Resolution No. FEB-22-021, **f)** Resolution No. FEB-22-022,

g) Resolution No. FEB-22-023 **and h)** Community Development Block Grant (CDBG) Agreement Amendment NO.1 for Project No. 19-C-NR-I-01-G-20. Commissioner Baca seconded the motion. Motion Carried.

Commissioner Baca "Said Yes", Commissioner Moore "Said Yes", Commissioner Jackson "Said Yes". None - Opposed.

11. REVIEW AND APPROVE: Resolution No.'s FEB-22-015; FEB-22-020; FEB-22-025 to FEB-22-027.Sara Keeler, Finance Director.

i. Resolution No. FEB-22-015 in the amount of \$1,933,520 to increase budgeted transfers and expenses to pay-off the Communications Bond Project.

j. Resolution No. FEB-22-020 in the amount of \$168,421.00 to increase budgeted revenues and expenses to continue with the final construction phase of a trail project in the Zuni Mountains.

k. Resolution No. FEB-22-025 in the amount of \$1,696,156.00 to increase budgeted expenses to continue with the final phase of construction on CR19 with FET funding received from the Navajo Nation in FY19.

l. Resolution No. FEB-22-026 in the amount of \$190,000.00 to increase budgeted revenues and expenses for additional construction funding awarded for CDBG White Cliffs W/S project.

m. Resolution No. FEB-22-027 in the amount of \$1,160,000.00 to increase budgeted expenses to complete phase II (construction documents) of the McKinley County Industrial Park Project.

Commissioner Jackson made a motion to approve line item 11.

i) Resolution No. FEB-22-015, j.) Resolution No. FEB-22-020

k.) Resolution No. FEB-22-025, l.) Resolution No. FEB-22-026, and

m.) Resolution No. FEB-22-027. Commissioner Baca seconded the motion. Motion Carried.

Commissioner Baca "Said Yes", Commissioner Moore "Said Yes", Commissioner Jackson "Said Yes". None - Opposed.

12. REVIEW AND APPROVE: Manuelito Chapters request for McKinley County to be fiscal agent on the Hunters Point Rd (county Rd 4), Manuelito Rd (county Rd 5), and \$300,000.00 Rural address update. Milton Davidson, Manuelito Chapter President; Percy B. Anderson, Secretary/Treasurer.

Commissioner Jackson made a motion to approve the request from Manuelito Chapter for McKinley County to be the fiscal agent for Hunters Point Rd, Manuelito Rd, and Rural address update with the following conditions: a letter is received from the Navajo Nation containing their approval for McKinley County to serve as fiscal agent on road funds; and, an agreement with Navajo Nation and McKinley County GIS to move forward with McKinley County doing the rural addressing rather than Navajo Nation GIS with the funding from our State Legislature coming directly to McKinley County. Commissioner Baca seconded the motion. Motion Carried.

Commissioner Jackson "Said Yes", Commissioner Moore "Said Yes", Commissioner Baca "Said Yes". None - Opposed.

13. **REVIEW AND APPROVE:** Resolution No. FEB-22-029 for Disposition of surplus property. Hugo Cano, Procurement Manager.

Commissioner Jackson made a motion to approve Resolution No.FEB-22-019 for Disposition of surplus property. Commissioner Baca seconded the motion. Motion carried.

Commissioner Baca "Said Yes" Commissioner Moore "Said Yes" Commissioner Jackson "Said Yes". None - Opposed.

14. **REVIEW AND APPROVE:** A letter of support to be drafted for Battered Families Capital Outlay request and to act as fiscal agent (with or without the County Administration fee) if application is successful. Emily Ellison, Battered Families.

Anthony Dimas stated this is a much-needed project, but McKinley County General Fund Budget cannot support 19 million.

Commissioner Jackson made a motion to approve a letter of support to be drafted for Battered Families Capital Outlay request and to act as a fiscal agent if application is successful. Commissioner Baca seconded the motion. Motion Carried.

Commissioner Moore "Said Yes" Commissioner Baca "Said Yes" Commissioner Jackson "Said Yes". None - Opposed.

EXECUTIVE SESSION: To discuss items under NMSA 1978 §10-15-1(H) of the Open Meetings Act.

1. One item under §(H)(7) threatened or pending litigation (Opioid Litigation Update)
2. Two items under §(H)(8) of the Open Meetings Act - the Disposition or Acquisition of Real Property:
 - a. RMCHCS Campus Lease.
 - b. Land around and adjacent to Carbon Coal Rd.
3. Action in Open Meeting if needed on any items as listed above.

Commissioner Jackson made a motion to go into Executive Session at 10:43 a.m. Commissioner Baca seconded the motion with a five-minute break. Motion Carried.

Commissioner Moore "Said Yes" Commissioner Baca "Said Yes" Commissioner Jackson "Said Yes". None - Opposed.

Commissioner Baca made a motion to come out of Executive Session at 11:42 a.m. Commissioner Jackson seconded the motion. Motion Carried.

Commissioner Moore stated the only items discussed were Line item 1. and 2. On the Agenda under Executive Session. No decisions were made.

Commissioner Baca "Said Yes" Commissioner Moore "Said Yes" Commissioner Jackson "Said Yes". None - Opposed.

ANNOUNCEMENTS: Anthony Dimas Jr. stated a numbering change was needed from line item #13. Resolution No. FEB-22-019 should be changed to Resolution No. FEB-22-029.

Next Commission Meeting:

- Regular Meeting February 22, 2022 at 9:00 am.

ADJOURNMENT:

With no other business to come before the Board, Commissioner Jackson made a motion to adjourn. Commissioner Baca seconded the motion. Motion Carried.

Commissioner Baca "Said Yes", Commissioner Moore "Said Yes". Commissioner Jackson "Said Yes". None - Opposed.

Meeting was adjourned at 11:45 a.m. on February 1st, 2022.

Billy Moore

BILLY MOORE
COMMISSIONER

Robert Baca

ROBERT BACA
COMMISSIONER

Genevieve Jackson

GENEVIEVE JACKSON
COMMISSIONER

Jacqueline K. Sloan *Chief Deputy Clerk*

Jacqueline K. Sloan
McKinley County Clerk's
K. Bennett

