

7<sup>th</sup> April, 2020

**The Regular Meeting of the Board was held at 9:00 a.m. in the Commissioner's Chambers/or virtually due to New Mexico COVID-19 orders, with the following present:** Billy Moore - Commissioner; Bill Lee - Commissioner; Tommy Nelson - Commissioner; Doug Decker - County Attorney; Sara Saucedo - Finance; Richard Austin - Deputy Fire Chief; Tony Boyd - Warden; Adam Berry - Emergency Manager; Karneel Bennett - Clerk's Office - Monitor.

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

Commissioner Nelson - present; Commissioner Lee - present; Commissioner Moore - present.

**The Pledge of Allegiance was led by McKinley County Commissioner Billy Moore.**

1. **REVIEW AND APPROVE: COVID-19 Emergency Response County Meeting Protocol:** Anthony Dimas, Jr.; County Manager, McKinley County; Douglas Decker; County Attorney, McKinley County.

Commissioner Nelson made a motion to approve COVID-19 Emergency Response County Meeting Protocol. Commissioner Lee seconded the motion. Motion Carried by Roll Call Vote.

Commissioner Nelson "Said I", Commissioner Lee "Said I", Commissioner Moore "Said I". None - Opposed.

**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 items 2 through 4 on the consent agenda.

2. APPROVAL of minutes:
  - a. Regular Meeting minutes of March 17, 2020.
  - b. Special Meeting minutes of March 17, 2020.
  
3. REVIEW AND APPROVE: Payment of bills from March 18, 2020 - April 1, 2020 in the amount of \$190,022.32.
  - a. Ratify Payment to vendors made on March 19, 2020 in the amount of \$324,299.22.
  - b. Ratify Payment of P-Cards registry in the amount of \$36,056.02.
  
4. REVIEW AND APPROVE: Adult Inmate/Detainee Other Health Care Claims:
  - a. Align MD of New Mexico-Three (3) Adult Inmate Medical Claims for November/December 2019 in the amount of \$2,757.60.
  - b. On-Line Radiology Medical Group-Five (5) Adult Inmate X-Ray Claims for November/December 2019 and January 2020 in the amount of \$440.00.
  - c. Zia Diagnostic Imaging, LLC. - One (1) Adult Inmate Claim for February 2020 in the amount of \$26.40.
  - d. Request for Indigent Burial - Two (2), as presented in agenda packet.

Commissioner Lee made a motion to approve the Consent Agenda - Items 2 through 4 as presented. Commissioner Nelson seconded the motion. Motion Carried by Roll Call Vote.

Commissioner Moore "Said I", Commissioner Nelson "Said I", Commissioner Lee "Said I". None - Opposed.

**PRESENTATIONS AND DISCUSSION ITEMS:** These items are placed on the agenda so that staff can give Commissioners updates on any information or receiving reports that needs to be shared; and those items from other organizations that are informational only and *require no action*.

5. **PRESENTATION:** First Reading and Consideration of Adoption for Ordinance 2020-APR-001, Consolidating and Governing Fire Prevention and Protection: Richard Austin; Deputy Fire Chief, McKinley County Fire and EMS.

Richard Austin; Deputy Fire Chief, McKinley County Fire and EMS, presented the First Reading and Consideration of Adoption for Ordinance 2020-APR-001, Consolidating and Governing Fire Prevention and Protection. Comments were requested with some being made by the commissioners.

6. **DISCUSSION:** Preemption by State Law v. Property Tax Deferment: Anthony Dimas, Jr.; County Manager, McKinley County; Douglas Decker; County Attorney, McKinley County; Wilfred Noble; Deputy Treasurer, McKinley County Treasurer's Office.

**ACTION:**

7. **REVIEW AND APPROVE:** Restricted Housing Quarterly Report per N.M.S.A §33-16-5 (2019) of the Restricted Housing Act: Tony Boyd; Warden, McKinley County.

Commissioner Lee made a motion to approve Restricted Housing Quarterly Report per N.M.S.A §33-16-5 (2019) of the Restricted Housing Act. Commissioner Nelson seconded the motion. Motion Carried by Roll Call Vote.

Commissioner Moore "Said I", Commissioner Nelson "Said I", Commissioner Lee "Said I". None - Opposed.

8. **REVIEW AND APPROVE:** Resolution No. APR-20-030 Emergency Finance & Payroll Policy and Procedure: Adam Berry; Emergency Manager, McKinley County Office of Emergency Management.

Commissioner Nelson made a motion to approve Resolution No. APR-20-030 Emergency Finance & Payroll Policy and Procedure. Commissioner Lee seconded the motion. Motion Carried by Roll Call Vote.

Commissioner Moore "Said I", Commissioner Nelson "Said I", Commissioner Lee "Said I". None - Opposed

9. **REVIEW AND APPROVE:** Liquor Excise Tax Joint Powers Agreement: Douglas Decker; County Attorney, McKinley County.

Commissioner Lee made a motion to approve Liquor Excise Tax Joint Powers Agreement. Commissioner Nelson seconded the motion. Motion Carried by Roll Call Vote.

Commissioner Lee "Said I", Commissioner Nelson "Said I", Commissioner Moore "Said I". None - Opposed

**10. REVIEW AND APPROVE: Resolution No.'s APR-20-031, APR-20-032, and APR-20-033: Sara Saucedo, Finance Director; McKinley County.**

- a. **APR-020-031: Increase budgeted transfer, revenue, and expenses to establish an Emergency Operations account in the amount of \$25,000.00.**
- b. **APR-20-032: Increase budgeted expenses for the purchase of a new vehicle for the Compliance Program using carryover cash in the amount of \$31,025.00.**
- c. **APR-20-033: Increase budgeted expenses for the purchase of a new vehicle for JSAP Program using carryover cash in the amount of \$42,295.00.**

Commissioner Nelson made a motion to approve line items (a) Resolution APR-020-031, (b) Resolution APR-20-032, (c) Resolution APR-20-033.

Commissioner Lee seconded the motion. Motion Carried by Roll Call Vote.

Commissioner Moore "Said I", Commissioner Nelson "Said I", Commissioner Lec "Said I". None - Opposed.

**Closed Session:**

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

- a. Four items under §(H)(8) of the Open Meetings Act - the Disposition or Acquisition of Real Property:
  - i. Rico Street area
  - ii. Prewitt area
  - iii. Wal-Mart/Home Depot area
  - iv. Downtown Mesa Property
- b. Action in Open Meeting if needed.

Commissioner Lee made a motion to go into Executive Session at 9:34 am. Commissioner Nelson seconded the motion. Roll Call was taken.

Commissioner Moore - Yes

Commissioner Nelson - Yes

Commissioner Lee - Yes

Commissioner Nelson made a motion to come out of Executive Session at 10:04 am. Commissioner Lee seconded the motion. Roll Call was taken.

Commissioner Lee - Yes

Commissioner Nelson - Yes

Commissioner Moore - Yes

**Action in Open Meeting:**

Doug Decker, McKinley County Attorney, stated the only items discussed were as listed on the Agenda for this item. No Action Taken.

**Announcements:**

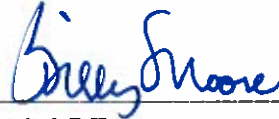
- a. Monthly Calendar**
- b. Next Commission Meeting**

McKinley County Board of Commissioner Regular Meeting  
April 21, 2020  
9:00 a.m. - Regular Meeting  
3<sup>rd</sup> Floor - McKinley County Board of Commissioners Chamber

With no other business to come before the Board, Commissioner Nelson made a motion to adjourn. Commissioner Lee seconded the motion. Motion Carried by Roll Call Vote.

Commissioner Moore "Said I", Commissioner Nelson "Said I", Commissioner Lee "Said I". None - OPPOSED.

Meeting was adjourned at 10:05 a.m. on April 7, 2020.



BILLY MOORE  
COMMISSIONER



BILL LEE  
COMMISSIONER



TOMMY NELSON  
COMMISSIONER



Handwritten signature of Harriett K. Bennett

Harriett K. Bennett  
McKinley County Clerk's

KBennett