

18TH October, 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; Anthony Dimas, Jr., - County Manager; Brian Money - Deputy County Manager; Douglas Decker -County Attorney; Shawna Garnenez - Executive Assistant; Sara Keeler - Finance; Deziric Gomez - Human Resources; County Clerk - Jacqueline K. Sloan; James Moriaono - McKinley County Under-Sheriff; Thomascina Becenti - Monitor.

The meeting was convened at 8:58 a.m. and called to order by Commissioner Moore. Roll call was taken.

Commissioner Moore- Present; Commissioner Baca- Present Commissioner Jackson- Present.

The Pledge of Allegiance was led by Commissioner Moore.

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

1. One item under §(H) (2) of the Open Meetings Act - Personnel Matters:
 - a. Treasurers
2. Two (2) items under § (h)(8) of the Open Meeting Act - the disposition of Real Property:
 - a. Hospital area
 - b. East side
3. Action in Open Meeting if needed on any items as listed above.

Commissioner Jackson made a motion to go into executive session at 9:00 am. Commissioner Baca seconded the motion. Motion carried

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

Commissioner Jackson made a motion to come out of executive session at 10:02 am. Commissioner Baca seconded the motion. Motion carried.

Commissioner Moore stated that the only items discussed in the Executive Session were as listed on the agenda,

1. One item under- § (H) (2) of the Open Meetings Act - Personnel Matters:
 - a. Treasurer

Commissioner Baca made a motion to direct staff to take corrective personnel action. Commissioner Jackson seconded the motion. Motion carried

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

2. Two (2) items under §(H)(8) of the Open Meetings Act - the disposition of Real Property:
 - a. Hospital area
 - b. East side

Commissioner Baca made a motion to approve the purchase agreement of three buildings between RMCH and McKinley County. Commissioner Jackson seconded the motion. Motion Carried.

Commissioner Moore said "Yes", Commissioner Jackson said "Yes", Commissioner Baca said "Yes", 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 item(s) 1-2 on the consent agenda.

1. APPROVAL of minutes:
 - a. Regular Meeting Minutes of October 04th, 2022.
2. REVIEW AND APPROVE:
 - a. Purchase Order Payment Batch for 09/28/2022 - 10/12/2022 in the amount of \$309,507.99.

Commissioner Jackson made a motion to approve items 1-2 on the Consent Agenda. Commissioner Baca seconded the motion. Motion carried.

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

Note: this will also be the time for public comments regarding any item on the agenda. Time was given with no comments being made.

ACTION ITEMS:

3. **REVIEW AND APPROVE AS THE MCKINLEY COUNTY BOARD OF FINANCE:** Resolution No. OCT-22-119 McKinley County State of New Mexico County Checking Accounts Signatory. Anthony Dimas Jr., County Manager; Douglas W. Decker, County Attorney.

Commissioner Baca made a motion to approve Resolution No. OCT-22-119 McKinley County State of New Mexico County Checking Accounts Signatory. Commissioner Jackson seconded the motion. Motion carried.

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

4. **REVIEW AND APPROVE:** Resolution No. OCT-22-117 Supporting operation Green Light for veterans. Douglas Decker, County Attorney; Anthony Dimas Jr., County Manager.

Commissioner Jackson made a motion to approve Resolution No. OCT-22-117 Supporting operation Green Light for veterans. Commissioner Baca 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. OCT-22-118 providing for an increase in the salaries of the County Commissioners, Treasurer, Assessor, Clerk, Sheriff, and Probate Judge. Anthony Dimas Jr., County Manager; Douglas W. Decker, County Attorney.

Commissioner Baca made a motion to table Resolution No. OCT-22-118 providing for an increase in the salaries of the County Commissioners, Treasurer, Assessor, Clerk, Sheriff, and Probate Judge. Commissioner Jackson seconded the motion. Motion carried.

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

6. **REVIEW AND APPROVE:** Resolution No. OCT-22-115 Proclamation declaring the month of October as Domestic Violence Awareness Month. Sabrina Martine, Battered Families.

Commissioner Jackson made a motion to approve Resolution No. OCT-22-115 Proclamation declaring the month of October as Domestic Violence Awareness Month. Commissioner Baca seconded the motion. Motion carried.

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

7. **REVIEW AND APPROVE:** Contract with Northwest New Mexico Council of Governments to complete a transportation master plan for the County. Brandon Howe, Senior Planner NWNMCOG.

Commissioner Baca made a motion to approve Contract with Northwest New Mexico Council of Governments to complete a transportation master plan for the County. Commissioner Jackson seconded the motion. Motion carried.

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

8. **REVIEW AND APPROVE:** Resolution No's OCT-22-110 to OCT-22-112. Rodney Skersick, Road Superintendent.

- a. OCT-22-110 \$150,000 for Williams Acres I-40 Noise barrier.
- b. OCT-22-111 \$3,000,000 for I-40 Prewitt Industrial Park Connectivity & Rail Crossing.
- c. OCT-22-112 \$1,000,000 for I-40-/NM371/NM612 Interchange reconstruction for the Tribal/Local Public Agency (T/LPA) funds for the I-40 and I-10 planning program granted from NM Legislature, to proceed with the application process to complete the T/LPA grant.

Commissioner Jackson made a motion to approve Resolution No's OCT-22-110, oct-22-111, & OCT-22-112. Commissioner Baca seconded the motion. Motion carried.

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

9. **REVIEW AND APPROVE:** Petition to approve project with a zero budget as hired contractors with McKinley County by the Navajo Nation Department of Transportation, for road construction connecting CR4C Hunter Point and CRIC Tsayatoh West. Total cost of project \$2.3 million. This project is limited to tribal trust land only (until right of way obtain in Indian allotted land on the southwest end is obtained). This project is also a semi upfront payment with half at the beginning and as that runs out the out the other half will be forwarded so construction can proceed. Also subject to the Road department's capacity to work on this project and scheduling of all county's projects. Pricilla Lee SPPS, Navajo Nation DOT; comments by Douglas W. Decker, County Attorney.

Commissioner Jackson made a motion to approve the project with a zero budget as hired contractors with McKinley County by the Navajo Nation Department of Transportation, for toad construction connecting CR4C Hunters Point and CRIC Tsayatoh West. Commissioner Baca seconded the motion. Motion carried.

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

10. **REVIEW AND APPROVE:** Application from Cellular One's request to build a new tower at Star Lake and received the Smart Growth Commission recommendation on this project. Douglas W. Decker, County Attorney; Dean Williams from WTS via telephone if needed.

Commissioner Jackson made a motion to approve Application from Cellular One's request to build a new tower at Star Lake and to receive the Smart Growth Commission recommendation on this project. Commissioner Baca seconded the motion. Motion carried.

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

11. **REVIEW AND APPROVE:** Amended Management and Operation Agreement with the City of Gallup for the Red Rock Park. Antony Dimas Jr., County Manager.

Commissioner Baca made a motion to approve the Amended Management and Operation Agreement with the City of Gallup for the Red Rock Park. Commissioner seconded the motion. Motion carried.

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

Commissioner Moore wanted to take a five minute break at 11:05 am to 11:14 am.

12. REVIEW AND APPROVE: Resolution No's OCT-22-100 to OCT-22-104 and (1) agreement with Department of Finance & Administration. Muriel Plummer, Grants Manager.

- a. OCT-22-100 NM Department of Transportation fund 89200 Capital appropriation Control Nol. C6223144 for County Road 1 in the amount of \$225, 000.
- b. OCT-22-101 NM Department of Transportation fund 89200 Capital appropriation Nol. C6223150 for County Road 4 (Hunter's Point Road) in the amount of \$100,000.
- c. OCT-22-102 NM Department of Transportation fund 89200 Capital appropriation No. C6223147 for bridge replacements in the amount of \$140,000.
- d. OCT-22-103 NM Department of Transportation fund 89200 Capital appropriation No. C6223145 for County Road 5 (Manuelito Canyon Road) in the amount of \$150,000.
- e. OCT-22-104 NM Transportation Project Fund (TPF) for Superman Canyon Bridge and Road Control No. HWLP60035 in the amount of \$2,716,334.
- f. Department of Finance & Administration Fund 82900 capital appropriation agreement No. 22-G2900 for RMCH Covid Survivors Clinic in the amount of \$600,000.

Commissioner Jackson made a motion to approve Resolutions numbered OCT-22-100, OCT-22-102, OCT-22-103, OCT-22-104, and DFA agreement No. 22-G2900 all as listed above. 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.'s Oct-22-105 TO OCT-22-109 and OCT-22-113 and OCT-22-114. Sara Keeler, Finance Director.

- a. OCT-22-105 in the amount of \$(3,310) to decrease/increase budgeted revenues and expenses for actual EMS act funds received by State of NM.
- b. Oct-22-106 IN THE AMOUNT OF \$79,188 to increased budgeted revenues and expenses for the actual Fire Act funds received from by State of NM.

- c. Oct-22-107 in the amount of \$2,716,334 to increase budgeted revenues and expenses for the construction of Superman Canyon Bridge and Roadway from money received by Local Government Transportation funding.
- d. OCT-22-108 in the amount of \$25,000 to increase budgeted expenses and using carryover cash on overtime for projects.
- e. OCT-22-109 ARPA review in the amount of \$1,663,361 to purchase a building.
- f. OCT-22-113 in the amount of \$6,000,000 from the General Fund and Rental Income to purchase hospital clinics.
- g. OCT-22-114 in the amount of \$100,000 to assist the City Councilors with projects within their districts.

Commissioner Baca made a motion to approve Resolution No.'s OCT-22-105 to OCT-22-109 and OCT-22-113 and OCT-22-114. Commissioner Jackson seconded the motion. Motion carried.

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

14. REVIEW AND APPROVE: Resolution No. OCT-22-116 to give notice of adopting an ordinance to continue imposition of Local Liquor Excise Tax for another three years subject to the General Election Ballot of November 8, 2022. Denisse Riffle, Community Services Director; Douglas Decker, County Attorney.

Commissioner Baca made a motion to approve Resolution No. OCT-22-116 to give notice of adopting an ordinance to continue imposition of Local Liquor Excise Tax for another three years subject to the General Election Ballot of November 8, 2022. Commissioner Jackson seconded the motion. Motion carried.

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

Announcement:

- Financial Bond Rating Interview with Commissioners and Staff in offices of S&P, NYC NY rescheduled to November 14 - 17, 2022.

Next Commission Meeting:

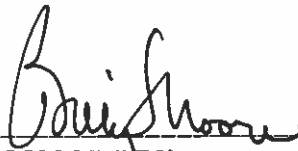
- Regular Meeting NOV 08, 2022 at 9:00 am

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

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

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

Meeting was adjourned at 11:31 A.M. on October 18th, 2022.



BILLY MOORE
COMMISSIONER



ROBERT BACA
COMMISSIONER



GENEVIEVE JACKSON
COMMISSIONER



MCKINLEY COUNTY
CLERK
NEW MEXICO

T. Becenti