

8th November, 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 9:00 a.m. and called to order by Commissioner Moore. Roll call was taken.

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

The Pledge of Allegiance was led by Commissioner Moore.

McKinley County Board of Finance:

1. REVIEW AND APPROVE: Resolution No's NOV-22-121, and NOV-22-126 and NOV-22-127. Anthony Dimas Jr., County Manager; Douglas W. Decker, County Attorney.
 - a. NOV-22-121 McKinley County Bank Account signatories with Pinnacle Bank.
 - b. NOV-22-126 McKinley County Bank account signatories with Washington Federal.
 - c. NOV-22-127 Naming individuals that are authorized to act on behalf of McKinley County regarding investments and investment transactions.

Commissioner Jackson made a motion to approve items a. NOV-22-121, b. NOV-22-126, and c. NOV-22-127. Commissioner Baca seconded the motion. Roll call - Motion carried.

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

2. **REVIEW AND APPROVE:** Agreement with Government Portfolio Advisors (GPA) to review our investments and investments policies in accordance with State of New Mexico Statutes and local government best-practices and make recommendations to County Board of Finance and County Staff and edit/draft our investment policy. Anthony Dimas Jr., County Manager; Douglas W. Decker, County Attorney.

Commissioner Baca made a motion to approve the Agreement with Government Portfolio Advisors (GPA) to review our investments and investments policies in accordance with State of New Mexico Statutes and local government best practices and make recommendations to County Board of Finance and County Staff and edit/draft our investment policy. Commissioner Jackson seconded the motion. Roll call - Motion carried.

Commissioner Jackson said "Yes", Commissioner Moore said "Yes", Commissioner Baca said "Yes", Treasurer Long, "Absent", 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) 1-3 on the consent agenda.

1. **APPROVAL** of minutes:
 - a. Regular Meeting Minutes of October 18, 2022.
2. **REVIEW AND APPROVE:**
 - a. Purchase Order Payment Batch for 10/13/2022 -11/02/2022 in the amount of \$772, 611. 26.
3. **REVIEW AND APPROVE:** Request for Indigent Burial -One (1) for \$600.00.

Commissioner Jackson made a motion to approve Consent Agenda Items 1-3. Commissioner Baca seconded the motion. Motion carried.

Commissioner Baca said "Yes", Commissioner Jackson said "Yes", Commissioner Moore said "Yes", 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.

4. Presentation: Community Health Action Group, Connie Liu

Connie Liu requested the District Attorney and Attorney General to investigate the misuse of funds for RMCH; insisted that the Board of Trustees decisions not be made behind closed doors and to be decided in Open Meetings Act.

Note: this will also be the time for public comments regarding any item on the agenda.

Community member Jean Phillips made a request to have the commissioners make a motion to move one of the items in the Executive Session moved into the Open Meetings Act. The item is listed under the acquisitions or disposition of real property "Hospital".

Lorial Wilson, former Residential Support staff, Battered Families Services.

Brought to the Board of Commissioners that Battered Families Services is not helping families and is a bad work environment.

ACTION ITEMS:

5. REVIEW AND APPROVE: 2023 McKinley County Holiday Schedule. Deziric Gomez, Human Resource Director.

Commissioner Baca made a motion to approve 2023 McKinley County Holiday Schedule. Commissioner Jackson seconded the motion. Motion carried.

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

6. REVIEW AND APPROVE: Resolution No. OCF-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 approve Resolution No. OCF-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.

7. **REVIEW AND APPROVE:** \$100,000 in funding for water Ramah Water and Sewer for 2 PER'S one for wastewater and the other for water supply system. Robert Montague, Ramah Water and Sanitation Board Chairman.

Commissioner Jackson made a motion to approve \$100,000 in funding for water Ramah Water and Sewer for 2 PER'S one for wastewater and the other for water supply system. Commissioner Baca seconded the motion. Motion carried.

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

8. **REVIEW AND APPROVE:** Resolution No. NOV-22-120 supporting the Four 2023 legislative priorities of New Mexico Counties. Commissioner Moore, Chairman; Anthony Dimas Jr., County Manager.

Commissioner Jackson made a motion to approve Resolution No. NOV-22-120 supporting the Four 2023 legislative priorities of New Mexico Counties. 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:** Resolution No's. NOV-22-122 to NOV-22-125 supporting the submission of applications to New Mexico Department of Transportation for their special planning funds. Michael Sage, Greater Gallup Economic Development Corporation; Anthony Dimas Jr., County Manager.

- a. NOV-22-122 FY 2023/2024 Special I-10 & I-40 Planning funds in the amount of \$2,500,00 for Autonomous Commercial Truck & Mobility Complex project.
- b. NOV-22-123 for FY 2023/2024 Special I-10 & I-40 Planning funds in the amount of \$1,000,000 for a Commercial Truck Testing Technology Corridor Project.
- c. NOV-22-125 for FY 2023/2024 Special I-10 & I-40 Planning funds in the amount of \$2,500,000 for Supply Chain Accelerator Project.

Commissioner Baca made a motion to approve Resolution No.'s. NOV-22-122 , NOV-22-123, and NOV-22-125 supporting the submission of applications to New Mexico Department of Transportation for their special planning funds. Commissioner Jackson seconded the motion. Motion carried.

[Note: Resolution No. NOV-22-124 was companion resolution, however it was removed because the City of Gallup is supporting and adopting that resolution dealing with the Gallup Municipal Airport.]

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

10. Ratify Amended resolution no.'s SEP-21-064 to SEP-21-066 and NOV-21-104. Muriel Plummer, Grants Manager.
 - a. NOV-21-104 for NMDOT FY21/22 State Roads Fund Agreement HW2M700055 to extend the end date.
 - b. SEP-21-064 for FY 23 Local Government Road Fund (LGRF) for Control No. L600190 to extend the end date.
 - c. SEP-21-065 for FY23 Local Government Road Fund (LGRF) for Control No. L600197 to extend the end date.
 - d. SEP-21-066 for FY23 Local Government Road Fund (LGRF) for Control No. L600200 to extend the end date.

Commissioner Jackson made a motion to approve Resolutions, a.) NOV-21-104, b.) SEP-21-064, c.) SEP-21-065, d. SEP-21-066. Commissioner Baca seconded the motion. Motion carried.

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

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

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

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

12. REVIEW AND APPROVE: Resolution No. NOV-22-128 confirming the funding of the NWNMRSWA Joint Powers Agreement, (Section 3) to fund

the NWNMRSW Authority by contributing fifty percent (50%) of McKinley County annual Environmental Gross Receipt Tax to the Northwest New Mexico Regional Solid Waste Authority. Douglas W. Decker, County Attorney.

Commissioner Baca made a motion to approve Resolution No. NOV-22-128 confirming the funding of the NWNMRSW Joint Powers Agreement, (Section 3) to fund the NWNMRSW Authority by contributing fifty percent (50%) of McKinley County annual Environmental Gross Receipt Tax to the Northwest New Mexico Regional Solid Waste Authority. Commissioner Jackson seconded the motion.

Commissioner Baca said "Yes", Commissioner Jackson said "Yes", Commissioner Moore - Opposed.

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

1. One item under § (H) (7) of the Open Meeting Act - Legal Action:
 - a. US Fish & Wildlife
 - b. Two (2) locations northside of Gallup
2. Three (3) items under §(h)(8) of the Open Meeting Act - the disposition of Real Property:
 - a. Hospital Lease
 - b. Two (2) locations northside of Gallup
3. Action in Open Meeting if needed on any items as listed above.

Commissioner Baca made a motion to go into executive session at 10:25 am. Commissioner Jackson seconded the motion. Motion carried

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

Commissioner Jackson made a motion to come out of executive session at 11:16 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)(7) of the Open Meetings Act - Legal Action:
 - a. US Fish & Wildlife.
 - b. Two (2) locations northside of Gallup.

2. Three (3) items under § (h)(8) of the Open Meeting Act – the disposition of Real Property:
 - a. Hospital Lease (No Action)
 - b. Two (2) locations northside of Gallup. (See items 1.a and 1.b below for action taken in open meeting).
3. Action in Open Meeting if needed on any items as listed above.

Commissioner Jackson made a motion to authorize Item 1.a. the participation in the case with the US Fish & Wildlife Service; and for the listed in Items of 1.b. (AND Item 2.) to authorize staff to proceed with the necessary steps of negotiation including litigation to acquire the interest on the two locations on the northside of Gallup properties. Commissioner Baca seconded the motion. Motion carried.

Commissioner Baca said “Yes”, Commissioner Moore said “Yes”, Commissioner Jackson said “Yes”, None – Opposed.

No other action has been taken.

Announcement:

Election Day (today) 11/08/2022

Veteran’s Day 11/11/2022

Financial Bond Rating Interview with Commissioners and Staff in offices of S & P, NYC NY on November 14 -17, 2022. Next Commission Meeting:

Statutory canvassing meeting at 1:00 pm to open canvassing of the 2022 General Election meeting on Thursday 11/10/2022 at 1:00 pm.

- Regular Meeting NOV 22, 2022 at 1:30 pm
- Regular Meeting DEC, TBA, 2022 at 9:00 am. – (Recommended Wednesday DEC 14, 2022)

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 Moore said “Yes”, Commissioner Jackson said “Yes”, Commissioner Baca said “Yes”. None – Opposed.

Meeting was adjourned at 11:19 A.M. on November 8th, 2022.

Billy Moore

BILLY MOORE
COMMISSIONER

Robert Baca

ROBERT BACA
COMMISSIONER

Genevieve Jackson

GENEVIEVE JACKSON
COMMISSIONER

Edmund Becenti - Chief Deputy Clerk

T. Becenti