

FINAL COPY
Torrance County Board of Commissioners
Regular Commission Meeting
May 23rd 2018
9:00 AM

Commissioners Present: JULIA DUCHARME – CHAIR
JAVIER SANCHEZ – MEMBER
JAMES FROST – MEMBER

Others Present: BELINDA GARLAND – COUNTY MANAGER
ANNETTE ORTIZ – DEPUTY COUNTY MANAGER
DENNIS WALLIN – COUNTY ATTORNEY
GENELL MORRIS – ADMIN ASSISTANT

Call Meeting to order

Madam Chair DuCharme: Calls the May 23rd 2018 Regular Commission Meeting to order at 9:00 AM
Pledge lead by Josh Anderson
Invocation lead by Burly Cain

Approval of Minutes:

Commissioner Sanchez: Moves to approve the May 3rd, 2018 Special Meeting minutes.

Commissioner Frost: Seconds the motion

All in favor: MOTION CARRIED

Commissioner Sanchez: Moves to approve the May 9th, 2018 Regular Meeting minutes.

Commissioner Frost: Seconds the motion

All in favor: MOTION CARRIED

Commissioner Sanchez: Moves to approve the May 14th, 2018 Special Meeting minutes.

Commissioner Frost: Seconds the motion

All in favor: MOTION CARRIED

Approval of Meeting Agenda

Commissioner Sanchez: Moves to approve meeting agenda moving item 5 and 6 to # 1.

Commissioner Frost: Seconds the motion

All in favor: MOTION CARRIED

Approval of Consent Agenda:

1. Approval of Checks

Commissioner Frost: Moves to approve consent agenda

Commissioner Sanchez: Seconds the motion

All in favor: MOTION CARRIED

***ACTION ITEMS**
ITEMS TO BE CONSIDERED AND ACTED UPON

***Commission Matters:**

5. Discussion of Torrance County Right to Work Ordinance – Fred Sanchez, NM Building Trades

Fred Sanchez introduces New Mexico Trades Organizations.

Jose Atencio – Business Manager for the laborers international union of North America Local 16, Vice President of building and Construction Trades: Here to speak against right-to-work. This bill will hurt the community, create confusion for contractors that are coming from other areas to work here. The building trades represent 11,000 members throughout New Mexico. This bill is nothing more than a freeloader bill. It says a person can belong to a union and receive the benefits, reap the rewards that the union has fought for and not have to pay for it. We have to represent the people that are not part of the union. I still have to put resources in to defending them. This bill weakens the unions. When the unions are weaken, wages go down. The top 12 states that are on the bottom are all right-to-work states, with lowest wages. Texas is a right-to-work state and we have members driving from El Paso to Las Cruces to work for better wages and benefits. Top wage in El Paso is \$9.25 with no benefits and in Las Cruces they make \$17.00 an hour with benefits. Approximately 60 members make that drive daily. We ask that you vote against this bill and turn it down.

Madam Chair DuCharme: Mr. Wallin, is there a law that requires unions to represent people who don't belong to a union?

Dennis Wallin – County Attorney: There is the National Relations Labor Act, in general, yes. This is much broader area than just a yes or no answer. If an entity unionizes, the union is obligated to represent all of the workers.

Madam Chair DuCharme: Do they only have an option to represent members of their union?

Dennis Wallin – County Attorney: Depends on the agreement negotiated at the time. Those are very broad questions. They are questions you are not going to get answers to.

Brett Yessen – Labor Lawyer: If the union requests to the National Labor Relations Board to be the exclusive agent, then it has an obligation to bargain for everyone. If it wishes to be a member's only union, it can be. This argument was raised before the Indiana Supreme Court, upholding their states Right-to-work Law. If you don't want to represent everyone you don't have to. You can be a Members only union but if you ask to be the exclusive agent then you have a duty of fair representation to all of the members in that bargaining unit. This is true in right-to-work states and non-right-to-work states.

Madam Chair DuCharme: Workers in El Paso TX have a choice to join or not to join the union. Since this effects wages, why don't they join a union?

Jose Atencio: They have an option but don't join because they get the benefits for free. If they join the union, they pay union dues. For the Laborers its \$32 a month and 3% of gross wages, \$3.00 for every \$100. They don't have to join, they get the benefits and don't have to pay for it.

Madam Chair DuCharme: Can you renegotiate the contract and represent members only?

Jose Atencio: No, when members come to us and organize a company, we are obligated to represent everyone. We don't discriminate against anyone.

Burly Cain – State Director for Americans for Prosperity: I ask you to pass the Right-to-Work as an ordinance. You can't force people to do things and expect it to always workout right for them. We are not forced to be stuck at the bottom of every list, it is our choice. Americans built America. Americans not just the union. President FDR expanded the size of government by 33 new agencies. He put a lot of money into New Mexico. Since that time one party has controlled this state. 167 out of 170 chambers have been controlled by one party, of which most money comes from the union. That's the story of New Mexico. We are surrounded by states that have made a different choice. They were allowed to make it, they made it because they elected people who

protected their workers. American's have rights to not have to be forced to pay a part of their pay check to a private organization. I can go to USAA, AAA or legal zoom to pay and get benefits. Workers in America usually get their benefits from the companies they work for, buy into or given a portion of the company over time. They buy into the belief that the owner had when they started the company. When they invested their hard earned money in the company, that's America. It's not guarantees, its choice. Your choices affect your outcomes, not force, coercion and intimidation. They talk about people being hurt in the union. Americans have been killed by union members because they wanted to work. It's an issue of force and rights for Americans. Unions have protected New Mexico from growing the economy. The Supreme Court is looking at it and I encourage you to look at it as well.

Connie Derr – Executive Director of the American Federation of State County Municipal Employees: We represent the state workers here in Torrance County. Our union and as part of the New Mexico Federation of labors stand in strong opposition of this Legislation. We care about our county and the workers and make sure they have a good wage, and benefits. The Health insurance in right-to-work states are lower, the retirement plans are less secure, there is a higher rate of fatalities and workplace accidents. The wages on average are \$7,500 a year less. The County Commissions that are passing the Ordinances don't have the authority to do so. There is a lawsuit that has been filed, after Sandoval County approved this ordinance. This is now in court. The Attorney General has sent a letter to all the county commissions stating they do not have the authority to pass this ordinance.

Myra Pancrazio – Estancia Valley Economic Development: We have billions of dollars worth of wind farms, contracted and ready to go in Torrance County. The Estancia Valley Economic Development does not have a position on this. We do economic development for you in this county. We have several project that are coming into the county, more wind farms, more transmission lines. We have 3 companies that we have hosted in Moriarty at the Industrial Park, the Google building. None of them have ever asked if we are a right-to-work state or a union area. When they look at rural areas, they look at the incentives as a county and as a community. When projects look at New Mexico they look at the litigation. This is one of the things we have to answer in any PRO we are doing. I have traveled for 20 years as your economic developer on sales trips with our Governor, Lt. Governor, with the state economic development partnership and colleagues and not one in my travels have they ever asked if we are a right-to-work state. Albuquerque and urban areas have been asked that. We asked if they lost the client because you are not a right-to-work state. They said it was about our education and skilled workforce.

Lengthy Discussion among many New Mexico residents both for and against the Right-to-work Ordinance. Discussion Only.

(Hear its entirety on the Recorded CD's or watch on the Torrance County Website.)

6. Discussion and Proposal for Torrance County Right to Work Ordinance

Belinda Garland – County Manager: Reads the Ordinance aloud. hereto attached.

Madam Chair DuCharme: If the commission chooses to go forward, what is the next step?

Dennis Wallin – County Attorney: It has to be published as least one time, 2 weeks prior to a hearing for the commission to vote. Not necessarily the full Ordinance but a synopsis needs to be published. Mr. Wallin has not been asked to review this for legal opinions. The Attorney General's letter says they believe the Sandoval ordinance is not in compliance with New Mexico law. The Sandoval County attorney gave Sandoval County Commission an opinion that he/she did not believe the Ordinance was in compliance with New Mexico law.

Madam Chair DuCharme: Is it a requirement that we have a legal opinion from our attorney to go forward with this ordnance?

Dennis Wallin – County Attorney: It's not a statutory requirement. It makes common sense to have an opinion from legal.

Belinda Garland – County Manager: You do not approve a contract that comes across your desk without legal opinion. We have never approved anything that didn't have legal opinion.

Commissioner Frost: Moves to have the County Manger have legal review Ordinance.

Commissioner Sanchez: Seconds the motion

All in favor: MOTION CARRIED

Madam Chair DuCharme: Moves to post ordinance for public review.

No second

Motion dies

3. Redistricting Presentation - Michael Sharp, Research and Polling, Inc.

Mr. Sharp has been redistricting for 30 years and redistricted over 150 projects for state and local governments. Redistricting is equal representation with equal population and contiguity. Everyone is counted, adults, children, inmates, non-citizens, etc. redistricting is based on people NOT registered voters. The process to redistrict is: public meetings and adoption of resolution. 2010 Census are the most current population numbers that will be used. Presentation hereto attached.

Belinda Garland – County Manager: Agreement has gone to Legal for review today, it's ready to sign once we have legal opinion, with the commission's approval to move forward. Ms. Garland the read contract.

Research and Polling Inc. will provide professional services to Torrance County to redistrict the Torrance County Commission into 5 single member districts according to the standard principals of redistricting. Districts must have substantially equal population to avoid dilution of minority voting group's observe community interest groups, and maintain compactness and contiguity. Research and Polling will provide the Torrance County Commission with up to 3 initial redistricting plans which creates 5 single districts based on population data from the 2010 Census. Each plan will be accompanied by a large format map, 5x5x11 maps of the districts and a statistical summary of the districts. Adjustments to the plans can be made based on direction form the County Commission and county staff. In addition to the hard copy documentation, Research and Polling can provide the maps to the county, a soft copy in the form of ESRI, shape files or Adobe PDF file. Research and Polling staff will be available to attend and discuss redistricting plans at up to 4 public meetings upon adopting of a redistricting plan by the county commission. Research and Polling will provide a large format map of the adopted plan 8.5x11 maps, map files into PDF format, a shape file of the district boundaries and written descriptions of the new district boundaries. Research and Polling will provide the necessary professional services, staffing, maps and boundaries description needed to complete the project before the state of the 2020 election calendar. The completion date may be changed based upon the needs of the county. Technical assistance in the case of legal action, contactor shall provide expert technical assistance to the county in the event any legal action arises, relating to the redistricting process or plans developed contractors assistance. Contractor shall provide expert testimony and special services if necessary in state and federal court in the area of redistricting. Compensation for technical assistance in case of legal action is not included in this contract and will be negotiated separately. Total amount of contract is \$14,500.00.

Commissioner Sanchez: How long will it take to come up with the options?

Mr. Sharp: Completion will be up to the commission, depending on the input, my current work flow and time for the public to give comments.

Commissioner Sanchez: When we get the options, do we set a public hearing and a vote?

Mr. Sharp: Usually 3 commission meetings once a month, where plans will be shown. On the 3rd meeting the commission will adopt a redistricting plan.

Commissioner Frost: We are using 2010 Census number and we should wait and use 2020 Census numbers.

Commissioner Sanchez: If we wait till 2020, the opportunity may be lost. We submitted our notice of intent because we felt the need for change for the future is required now. If we have to pay \$14,000 twice it is money well spent because we will have changed the foundation upon which the power is distributed in this county. We need this to prevent unbalanced representation.

Belinda Garland – County Manager: It takes 100% approval in order to move to the 5 districts. When is that vote required?

Dennis Wallin – County Attorney: It's required before we move forward with the Ordinance. We have to do this by ordinance, it has to be unanimous and have to meet the requirement that Research and Polling has set.

Linda Jaramillo – County Clerk: If we redistrict now, when Commissioner Sanchez runs the 2 new positions will run with him. When candidate filing comes up and all this is in place, we will have 3 Commission districts running.

Dennis Wallin – County Attorney: If you wait till 2022, you will have 4 positions coming up for elections.

Belinda Garland – County Manager: If we wait till 2022, the Governor will appoint 2 positions and 1 position would run.

The Commission directs County Manager Belinda Garland to go forward with the contract in the amount of \$14,500.

EXECUTIVE SESSION:

As Per Motion and Roll Call Vote, Pursuant to New Mexico State Statute Section 10-15-1, the Following Matters Will be discussed in Closed Session:

a) Limited personnel matters pursuant to NMSA 10-15-1 H (2) and Potential Litigation regarding Jose Gutierrez

Commissioner Sanchez: Motions to go into Executive Session at 3:47PM

Commissioner Frost: Seconds the motion.

Roll call Vote: All in favor - MOTION CARRIED

Madam Chair DuCharme: Motions to return to regular session at 3:59pm

Commissioner Frost: Seconds the motion.

All in favor: MOTION CARRIED

****Reconvene from Executive Session:***

Pursuant to Open Meetings Act, Section 10-15-1(J), Commission Report from Closed Meeting:

b) Consider and Act upon, if appropriate, Limited Personnel Matters and Potential Litigation regarding Jose Gutierrez

Dennis Wallin – County Attorney: Mr. Gutierrez was a deputy and complained to the Department of Labor that he was inappropriately terminated when returning from Military leave. The Department of Labor has found no finding of violation.

1. Presentation, Around the County: Roads, Early Voting and More

Annette Ortiz – Deputy County Manager: Riley and Solomon Roads have been widened and culverts added. Annette also warns everyone to be careful around the crews working on the roads. On May 7th we received a new water truck and asphalt zipper. On April 18th and 19th Annette attended Continuum Coordinators quarterly meeting in Raton, NM at the Mandala Center. The Mandala Center is a nonprofit retreat facility. They go into schools in Raton and surrounding areas and have team building exercises throughout the year. Early voting is

available at the County Administrative building and the Moriarty Civic Center, all information is on the County Facebook page.

2. Updates:

a. Various County Departments

Linda Jaramillo – County Clerk: In Person/Early voting at the Torrance County Administrative Building hours are Monday – Thursday 7:30 AM to 5:30 PM and Moriarty Civic Center Tuesday – Saturday 10:00 am to 6:00 pm. A total of 351 voters have voted early or absentee. Linda received a call from Nick Eckert from the AG's office concerning the grant. We have been awarded the grant and the Clerks portion is \$18,000; \$6,000 toward making documents available on the website and \$12,000 to update Marriage License Software. There will be a press conference May 29th 1pm and he needs someone to attend. Linda will not be able to attend she will be having an election school. County Manger will be attending.

Belinda Garland – County Manager: There should be money for the Emergency Manger and money for all new computer systems for the counter project. We tied this all in with the ADA compliance with the counter and feel that was a big push to get the funding.

Tracey Master, DWI Prevention Coordinator: The program will have alternate prevention activities including ceramics classes for students. Estancia Pool opens June 5th, and will be working with the Town of Estancia to have alcohol free drug free family friendly events. We have upcoming dances; the annual Stars and Stripes Family Ball will be held July 7th at Moriarty Crossley Park, first ever Moriarty Comic Con Ball August 4th at the Civic Center and under the Stars Dance September 8th at Crossley Park. 7 new Mental Health 1st aids were certified on May 11th, and we have trained a total of 29 people.

Annette Ortiz – Deputy County Manager: An amendment was signed to the home visiting contract that lowered the budget amount. We are looking at discontinuing the Home Visit Programs through Torrance County due to staffing and state budget cuts. There are other programs in the county that offer the same home visiting services.

Steve Guetschow – Planning and Zoning: May 11th Steve attended the MRCOG planning Commission Workshop. He spoke with Sandy Gaiser concerning Action item #11 on the agenda: Framework for Regional Oil and Gas Operations Ordinance Information. Steve is asking to table the item because their board had met but was only a discussion item. They will meet again to make a decision whether or not they want to deal with the ONG deal through MRCOG. At the same workshop tools for agricultural preservation were discussed for different counties, it was aimed at communities with more impact on agricultural activities. A website was given, it has a list of land available for agricultural production, landlinknm.org. NRCS has funding available for establishment of agricultural conservation districts.

House bill 38 and Senate bill 14 was passed and will go into effect on September 1, 2018. This is the small cell wireless infrastructure act, allowing the wireless communication companies to co-locate small cell antennas on public power poles in the public right away. This is to bring better coverage in their areas. Part of the concerns were that these companies were trying to get a cheap deal on commercial property. The municipalities have a limited amount of time to get an Ordinance to have permits available. Steve has distributed packets of information to the municipalities.

b. Commission

Madam Chair DuCharme: Congratulates all the High School graduates!

c. County Manager

County Manager attended the MRCOG Executive Board Meeting in Albuquerque. While at MRCOG she met with Sandy Gaiser and discussed trainings and grants. County Manager and Deputy County Manger will be attending an ICIP training. Also attended the EVEDA Annual Meeting. An announcement was made that Pattern Energy bought lines from Clean Line, meaning more Wind Towers will be built in Torrance County bringing a larger wind PILT. County Manager met with Judge Page and Sherrie Weingarten from Magistrate Court attended a meeting to discuss the history and the proper procedures for expending funds out for drug education. Anyone planning a drug or alcohol free event, funding is available. All while working on the FY19 budget.

***Commission Matters:**

4. Consideration of Salary Increases for Elected Officials

Jessie Lucero – Deputy Assessor: Legislature has approved the increase of salary for Elected Officials, they said they have no interest in determining whether elected officials receive salary increases or not, it falls on the county level. The legislation approved to a maximum of 15 %. Options are: to do nothing, 5% increase, 10% increase or 15% increase. If this doesn't get approved than we can't revisit this till the next election cycle. Assessor, Commissioner District 1 & 2, Sherriff, and Probate Judge would be effected January 1, 2019 and the next cycle the Treasurer, Clerk and Commissioner District 3 would receive the increase, so it would be offset.

*More information is being gathered, moving on to agenda item #8 and revisit agenda item #4.

8. Appoint NMAC Workers' Compensation Pool Board Representative

Annette Ortiz – Deputy County Manager: The Commission needs to appoint a voting Member. Annette is the alternate.

Commissioner Frost: Moves to appoint Annette Ortiz as member of the NMAC Workers' Compensation Pool Board

Commissioner Sanchez: Seconds the motion

All in favor: MOTION CARRIED

Annette accepts

Commissioner Frost: Moves to appoint Belinda Garland Alternate for the NMAC Workers' Compensation Pool Board

Commissioner Sanchez: Seconds the motion

All in favor: MOTION CARRIED

Belinda Garland accepts.

REVISIT 4. Consideration of Salary Increases for Elected Officials

On the proposed budget increase, it shows the elected officials current salary and the increase from 5% to 15%. 5% was added to the interim budget.

Commissioner Sanchez feel the commission should lead by example and not take the increase and feels they should hear from all elected officials.

Madam Chair DuCharme sees people are willing to work for those amounts and doesn't feel there should be an increase. Also stating: a few months ago County Manger and County Treasurer said there may be cuts at the

end of the year, why make the increase when cut may need to be made with the transporting, housing, and medical for prisoners.

Commissioner Frost feels there shouldn't be a 5% increase but maybe a 4% increase.

County Treasurer states, it is in the budget to increase by 5%, you need to strike it from the budget before the final budget is approved. The deputy's appointed salary is tied to the elected officials. When you increase the elected official's salary, you increase the deputies. Only effects elected officials who will take term January 1st. If we are not considering cost of living raise for staff then we shouldn't consider for elected officials. This can be revisited in another budget cycle.

Some elected officials were present and expressed their opinion on receiving an increase in salary.

Jessie Lucero – Deputy County Assessor: I believe every on of us are not running on the amount of money we currently or potentially be making. I have a master's degree in business and wouldn't be running for Assessor for Torrance County if it was for the money. We understand the constraints of the county budget, elected officials haven't had any cost of living increase. We manage departments, we are not here one day a month, we are here every day.

Linda Jaramillo – County Clerk: I am all for giving elected officials a raise. As an elected official I work many hours with 21 years' experience. We get a raise every 4 years, we don't get a raise continually like everyone else. All the employees should be getting their raise too. I'm going to retire but feel anyone coming into office should get the most you can get as far as what the legislature approves. We are responsible for what happens in our offices. In Elections, if any one contest's, I have to be there. I have had to go to the Supreme Court for issues with elections.

Madam Chair DuCharme: Moves to not support an increase of salary for elected officials this year.

No Second

Motion Dies

Commissioner Frost: Makes motion to increase newly elected officials salary by 4%.

No Second

Motion Dies

Commissioner Sanchez: Makes motion to table item till next meeting.

Madam Chair DuCharme: Seconds the motion

All in favor: MOTION CARRIED

7. Update: Renegotiation of Estancia Valley Solid Waste Contract

Belinda Garland – County Manager: No action required. County Manager and Commissioner Sanchez attended the EVSWA meeting. A motion was voted and approved that the county contract be at \$478, 000 changing the current \$800,000 contract. Mr. Miller and County Manger will discuss how the change will happen and how it will affect the Torrance County and EVSWA. The interim budget will still have the \$800,000 contract in place. How the billing will be taken over has not been discussed. The motion was approved by unanimous vote. The vote was 8 to 5. The collection station will be reduced from 1, 270 station days to 910.

Commissioner Sanchez: Can we budget for the billing?

Tracey Sedillo – County Treasurer: You can't budget a contract that is not in place. We need revenue figures or expense figures. All the information can be gathered before the final budget. The current contract is what is in place. Changes can always be made, the budget is a living document.

Andy Miller – EVSWA manager: The solid waste authority did not approve an interim budget and will hold a special meeting May 29th at 3pm. All are invited to attend.

Discussion only.

*** Department Requests/Reports:**

9. Contract between Torrance County and Aspen Solutions for Juvenile Justice Board Strategic Plan

Tracey Master, DWI Prevention Coordinator: Jenea Ortiz is in training. Asks to approve contract between Torrance County and Aspen Solutions for Juvenile Justice Board Strategic Plan. \$2,500 will be covered by the grant received by the Juvenile Justice Board and the rest will be taken from the PILT fund. It has been approved for legal sufficiency. The work session is June 9th from 9-4 at the Moriarty RAC building.

Commissioner Frost: Moves to approves Contract between Torrance County and Aspen Solutions for Juvenile Justice Board Strategic Plan.

Commissioner Sanchez: Seconds the motion

All in favor: MOTION CARRIED

10. Contract FY2018-DWI-02 Amendment 1 between Torrance County and Adrian Ortiz, Teen Court Coordinator – Tracey Master, DWI Prevention

This is a budget revision increasing the original contract amount form \$13, 344 to \$16, 500. This is in the budget. Adrian has been working very hard with the youth. When he started at the second half of the 1st quarter we were not sure what budget was needed and we want to keep him working. The money comes through the local DWI grant from the Department of Finance and Administration local government division special programs bureau LDWI.

Commissioner Frost: Moves to approves Contract FY2018-DWI-02 Amendment 1 between Torrance County and Adrian Ortiz.

Commissioner Sanchez: Seconds the motion

All in favor: MOTION CARRIED

11. Framework for Regional Oil and Gas Operations Ordinance Information – Steve Guetschow, Planning & Zoning Director

Mr. Guetschow request to table this item.

Commissioner Sanchez: Moves to Table item

Commissioner Frost: Seconds the motion

All in favor: Item Tabled

12. Resolution 2018-26 Line Item Transfers – Amanda Tenorio, Finance Director

Line item transfers are within the same fund.

Commissioner Sanchez: Moves to approve Resolution 2018-26 Line Item Transfers

Commissioner Frost: Seconds the motion

All in favor: MOTION CARRIED

13. Resolution 2018-27 Budget Increase – Amanda Tenorio, Finance Director

Additional funds were received over what was budgeted for FY17.

Commissioner Sanchez: Moves to approve Resolution 2018-27 Budget Increase

Commissioner Frost: Seconds the motion

All in favor: MOTION CARRIED

14. Resolution 2018-28 Cash Transfers & Line Item Transfers Between Funds – Amanda Tenorio, Finance Director

This is to close out the New Mexico relief grant 680, which is complete and transfers remaining funds to the general fund, ground maintenance and improvement.

Commissioner Frost: Moves to approve Resolution 2018-28 Cash Transfers & Line Item Transfers between Funds

Commissioner Sanchez: Seconds the motion

All in favor: MOTION CARRIED

***FY 2018/2019 Budget Hearing:**

15. Presentation of FY 2018/2019 Interim Budget - Amanda Tenorio, Finance Director

The Department Heads requested for capital outlay, additional staff and additional operating funds on the 9th of May. This was an opportunity to explain and justify what they are planning for FY19. A budget workshop was held May 21st. Most of the requests were approved. Fund 412 the County Fair was requesting \$21, 000, \$14,250 was approved. The Operations Manager and Grant Coordinator was approved for the Managers office as well as the delinquent tax specialist field worker in the Treasures office. The Dispatch fence, Fiscal support for the DV grant, remodel for entry way and training room for Dispatch. Vehicle maintenance and repair for Planning and Zoning was approved. This is not the Final operating Budget. Cash balances are tentative till we close the FY17/18. Final budget will be due July 31, 2018. All of the funds have increases. We had an increase on our health benefits. Legal fees have been increased on the Commission line items. Finance department increased because the Purchasing and Finance have become one department. Managers Office increased due to more staff.

Commissioner Sanchez: We told Torreon we would include \$3,500 in case they need assistance if the grant from Conservation District was short for the acequia improvements. The acequia project is in our ICIP, I'd like to strike it from the ICIP, the project should be done later this year. Can we add this to the budget?

Belinda Garland – County Manager: They did not submit a request by the end of April.

Amanda Tenorio - Finance Director: The budget is a living document and can be requested later. We can add to the operating budget.

Belinda Garland – County Manager: We can budget it in but before we issue the money we need all documentation.

Madam Chair DuCharme: Fund number 650, the Estancia Basin water fund. It was at \$15, 000 and now it is at \$17, 000.

Tracy Sedillo – County Treasurer: All funds outside the general funds are considered special revenue funds. With this fund there is additional fiscal support. The county has a MOU with Santa Fe County for \$10,000. In the revenue schedule under that fund you will see where their other funding comes from. Town of Estancia, City of Moriarty, and Town of Edgewood contribute to that board. The County doesn't contribute to that fund.

Belinda Garland – County Manager: We contribute in-kind for management of funds.

Madam Chair DuCharme: Will the increases for the Elected Officials on the budget be taken out?

Commissioner Sanchez: I would leave it. If we take them out then we won't have any options.

Madam Chair DuCharme: There is no decision by the commission on the raises.

Belinda Garland – County Manager: We can leave them in the intern budget and at the next meeting, if you choose not to support the pay increases for the elected officials we can strike out the pay increases for the operating budget that will be submitted in July.

Commissioner Sanchez: Moves to approve FY 2018/2019 Interim Budget

Commissioner Frost: Seconds the motion

Madam Chair DuCharme: Voting yes to the interim budget and don't approve the pay increases for elected officials.

2 in favor: MOTION CARRIED

Madam Chair DuCharme: Not in favor.

***County Manager Requests/Reports:**

16. Possible Agreement between the Road Department and Moriarty for use of Semi for CDL Training

Belinda Garland – County Manager: We have been asked if a MOU can be created to allow the municipalities to practice in an older semi that Torrance County provides. This could be used for all the municipalities in our county. Municipalities and City employees need to get CDL certified. In order to receive their CDL they need to practice before they go for the test. There are Municipalities that don't have a semi to train their employees. If we put an MOU in place we would be protected with our insurance. I would have to get legal counsel to make sure everything is in place and bring to you for approval. There are no other facilities that provide CDL training. CDL's are issued by MVD, a division of Taxation and Revenue department. They don't do any type of training they just issue the test.

Madam Chair DuCharme: Doesn't like the idea.

Commissioner Frost: Feels we need to work together with our municipalities.

Nick Sedillo – Risk Management: The Department of Transportation or the New Mexico State Highway department has a program; NMLTAP- New Mexico Local Technical Assistance Program. They provide the instructor for the CDL training. It is up to the students to study for the test, 2-3 days of classroom instruction and on final day of training the instructor trains on the proper use of equipment in order to operate anything that is 26,001 pounds. This is the process we use for the County.

Commissioner Sanchez: Moves to Table item

Madam Chair DuCharme: Seconds the motion

All in favor: MOTION CARRIED

***Adjourn**

Commissioner Frost: Motion to adjourn regular session.

Commission Sanchez: Seconds the motion.

All in favor: MOTION CARRIED

Meeting adjourned at 6:19 PM

Julia DuCharme

Julia DuCharme –Madam Chair

Genell Morris

Genell Morris – Administrative Assistant

June 13, 2018

Date

The Video of this meeting can be viewed in its entirety on the Torrance County NM website. Audio discs of this meeting can be purchased in the Torrance County Clerk's Office and the audio of this meeting will be aired on out local radio station KXNM.