

Final Copy
Torrance County Board of Commissioners
Commission Meeting
August 10, 2016

Commissioners Present: **LeRoy Candelaria -Chair**
 Julia DuCharme-Member
 James Frost-Member

Others Present: **Joy Ansley-County Manager**
 Annette Ortiz- Deputy County Manager
 Dennis Wallin- County Attorney
 Michelle Jones -Clerical

Call Meeting to Order:

Chairman Candelaria calls the meeting to order at 9:00 am; he welcomes all those present to the meeting and leads us in the pledge. Nicole Maxwell, Mountainview Telegraph reporter, gives the invocation.

Approval of the Meeting Minutes:

Chairman Candelaria asks for a motion to approve the July 25, 2016 Special Commission Meeting minutes and the July 27, 2016 Regular Commission Meeting minutes. **ACTION TAKEN:** Madam Commissioner DuCharme makes a motion to approve the July 25, 2016 Special Meeting Minutes and the July 27, 2016 Regular Commission Meeting minutes. Commissioner Frost seconds the motion. No further discussion. The Commissioners vote; all in favor, none opposed. **MOTION CARRIED.**

Approval of the Meeting Agenda:

Chairman Candelaria asks for a motion to approve today's Meeting Agenda. **ACTION TAKEN:** Commissioner Frost makes a motion to approve today's Commission Meeting Agenda. Madam Commissioner DuCharme seconds the motion. No further discussion. The Commissioners vote; all in favor, none opposed. **MOTION CARRIED.**

Approval of the Consent Agenda:

Chairman Candelaria asks for a motion to approve the Consent Agenda. **ACTION TAKEN:** Commissioner Frost makes a motion to approve the Consent Agenda. Madam Commissioner DuCharme seconds the motion. Madam Commissioner DuCharme asks about a distribution from Department 825-70-2172 (Adult Inmate Care/Care of Inmates) for I.C.E. (Immigration & Customs Enforcement) in the amount of \$98,322.01. Madam Commissioner DuCharme comments that usually we pay approximately \$48,000.00 and this time we are paying \$98,322.01. Ms. Ansley explains that there are some issues occurring down South in some of the I.C.E. facilities and all of the I.C.E. inmates are currently being housed in Torrance County. Ms. Ansley states that next month the payment will be even more: \$269,000.00. She states that this is not money that is coming from the County coffers, it is money that is filtered through the County to the US Marshals. No further discussion. The Commissioners vote; all in favor, none opposed. **MOTION CARRIED.**

There are no indigent claims.

Action Items

Items to Be Considered and Acted Upon

***Department Requests/Reports:**

1. Updates:

Betty Cabber, County Assessor, speaks. Beginning today, the Assessor's Office will have a booth at the County Fair. The County Treasurer's Office will be there too. They will be there Wednesday-Saturday. The County Clerk has provided them with informational handouts and sample ballots for the upcoming Special GO Bond election that they can hand out.

Linda Jaramillo, County Clerk, speaks. She thanks Ms. Cabber for helping get the word out about the GO Bond election. Ms. Jaramillo informs all that we will be offering early voting every day through this Saturday. All are encouraged to vote!! To date 77 people have early voted at our Moriarty site, 99 people have early voted here at the TC Government offices and 41 people have voted absentee. Ms.

Jaramillo again encourages everyone to exercise their right to vote! Ms. Jaramillo held her Election school yesterday in preparation for this Tuesday's Special Election. Voting machines will be delivered to the polling places on Thursday.

Andy Miller, EVSWA Manager, speaks. He gives a brief update. EVSWA is currently servicing over 4000 active County customers. Their busiest collection station is their northern station just outside of Moriarty; this station receives between 2000 and 3000 visits each month. They have currently implemented an additional program to their safety program that recognizes individual acts of safety and recognition of potential unsafe conditions. He states that their safety record continues to be excellent. Mr. Miller informs the Commission that they will be using a hydro mulcher at the regional landfill to apply an alternate daily cover instead of soil each day. The hydro mulch is a spray-on cover similar to paper mache. It is sprayed on to the working face of the landfill, so instead of 6 inches of soil each day, this ¼ inch thick hydro mulch will be sprayed. As a result of this change, Mr. Miller has to modify their operating permit; he should receive the approval for this from the State by the end of the month.

Betty Cabber, Torrance County Representative to the NMACO Board of Directors, speaks. She presents the Commission with a small packet from the NMAC Board of Directors meeting. The packet includes a NMAC Employee Voluntary Benefits Program Update, a Worker's Compensation Pool Board Update, a Multi-Line Pool Board Update, a Risk Management Update, and a copy of NMACO Board of Directors Resolution 2016-03 'Payments in Lieu of Taxes and Secure Rural Schools & Community Self-Determination Act'. *All of the updates are included in the packet for this meeting.*

Ms. Cabber specifically talks about Resolution 2016-03. Ms. Ansley explains that Secure Rural Schools is funding that our County has received for many years, with the funds being split between the Road Department and the School Districts. The Secure Rural Schools and Community Self-Determination Act (SRS) was established in 2000 to assist rural counties and school districts affected by federal policy changes that caused the decline in revenue from timber harvests on federal lands. PILT funds and SRS are critical funding components. The NMACO creates a resolution every year which highlights the importance of this funding.

Ms. Cabber states that the next NMACO Board of Directors meeting will be held in October in Silver City.

Rick Gonzales from Torrance County Senior Services speaks. They currently run three Senior Centers: one in Estancia, one in Moriarty, and one in Mountainair. Their State funding has been reduced this year, making things difficult for our seniors. Adding to the difficulty has been the closing of the grocery stores in both Estancia and Mountainair. They are trying to provide transportation at least twice a month from the Mountainair area into Edgewood for shopping. They have a good schedule set up currently which provides transportation from the Estancia and Moriarty area into Albuquerque for doctor's appointments, etc. Mr. Gonzales invites all seniors over the age of 60 to come and have lunch with them. Their lunches are 1/3 of the daily required intake for our senior population. He thanks Torrance County and the County Manager for their continued support of this very important program.

Javier Sanchez, Emergency Manager, submitted the following written update:

Torrance County Commission Update
From Torrance County Emergency Management
August 10, 2016

Current Ongoing Grants/Projects:

1. **FY13 Disaster Recovery Grant:** Project 54 is completed. Two additional projects are pending. The grant is valued at \$169,855.22.
2. **FY14 State Homeland Security Grant:** This grant is recently completed. Request for reimbursement has been submitted. The grant is valued at \$60,904.71
3. **Hazard Mitigation Planning Grant:** Review by NM DHSEM completed and recommendations are being incorporated by the contractor. RE-submission date deadline August 18, 2016.
4. **Torrance County EOC Exercise:** An exercise is being planned for late summer 2016.
5. **Torrance County Local Emergency Planning Committee:** A successful and well-attended meeting featuring a Zika & Ebola Virus presentation by the NM DOH took place in July. Next quarterly meeting will take place in November.
6. **WIPP Grant:** Annual project is planned for this project and funds are expected to be expended by the end of August 2016.
7. **2016 CRI Program:** As per MOU, Torrance County has been fully reimbursed for its participation in this year's training and exercise program.
8. **CERT Program:** A fully revised livestock shelter IAP has been submitted to me by the CERT that takes into account lessons learned as a result of the Dog-Head Fire.
9. **Community Wildfire Protection Plan:** Public meetings and final review pending.

10. **Disaster Recovery Winter Storm "Goliath":** Reimbursement for this disaster has been received.
11. **Hazard Mitigation Grant Program:** Applications for two mitigation projects have been submitted by Torrance County OEM in conjunction with FEMA representatives. Application is under review by NM DHSEM.
12. **FY16 State Homeland Security Grant Program:** An application has been submitted to NM DHSEM and is under review.
13. **Dog Head Wildfire:** Torrance County's After-Action Meeting is scheduled for August 18th in the Torrance County Training Room at Central Dispatch and a report will be forthcoming. The meeting will be facilitated by myself and Mr. Larry Austin of LA Consultants.
14. **Dog Head Wildfire Cost Compilation:** As a disaster was officially declared, compilation of costs for submission to NM DHSEM for reimbursement is taking place and submission will occur prior to August 18th.

Commissioner Frost talks about Mr. Michael Lobaugh, the owner of the Old Windmill Dairy, and a former P&Z Board member. Mr. Lobaugh is a great example of a thriving small business here in Torrance County.

Madam Commissioner DuCharme speaks. Recently, Ms. Betty Cabber, County Assessor, and Mr. Nick Sedillo, Chief Assessor, invited Madam Commissioner DuCharme to go on a tour with them and see how their department operates; what they are doing out in the field, etc. Madam Commissioner DuCharme comments that it was very interesting. She was very pleased to see how organized they are and the good cooperation they have with the other departments in the County. They have very good technology and they know how to use it. Madam Commissioner DuCharme comments that, as they were driving the County's roads, she was impressed to see that some County residents have been able to make very big improvements to their own properties. It's exciting and encouraging to see that people have long term plans for themselves here in Torrance County.

Madam Commissioner DuCharme now talks about a water catchment system she saw at the Estancia Fire Department. She encourages everyone to create some kind of water catchment system for themselves.

Madam Commissioner DuCharme found a very informative article in the Mountain View Telegraph that she reads for the public:

The New Mexico Department of Homeland Security and Emergency Management announced that homeowners at risk for flooding due to the Dog Head Fire will be eligible for flood insurance. However, residents must apply by the Sept. 12 deadline.

The New Mexico Department of Homeland Security and Emergency Management was notified that the Federal Emergency Management Agency will provide insurance coverage for private properties affected by the fire. FEMA will waive a 30-day waiting period for homeowners to apply.

The Flood Insurance Reform Act of 2012 allows homeowners to apply for flood insurance on properties that have been or have potential for damage from floodwaters due to wildfire on federal lands. In order to be eligible for the exception to the 30-day period, the policy must be purchased and the full premium accepted by the NFIP insurers no later than 60 days after the 100% containment.

Each property is evaluated to determine if they meet the eligibility requirements for exclusion to the 30-day waiting period to apply. For additional information contact insurance companies that are part of this program. Go online to floodsmart.gov.

Madam Commissioner DuCharme asks Ms. Ansley to put this information on the Torrance County website. Ms. Ansley agrees to do this.

Chairman Candelaria comments that the Torreon Fire Department has two systems in place to keep water for fire. Their water catchment system was put in place in part through the efforts of the Soil and Water Conservation Districts. As a result, they never deplete the community's water when fighting a fire.

Chairman Candelaria reminds all that it is County Fair time. He encourages all to attend the Fair and support the participants. The kids participating are working hard and deserve the support of the community. Success takes hard work and the lessons these kids learn while participating in the Fair can help them become more productive citizens in the future. Support the County Fair, it is one of our showcases for the year.

2. Request TCFD be Allowed to Apply for Financial of a New Fire Tender-Cheryl Hamm, TCFD Station 2 Ms. Ansley speaks. This item is not ready to be presented. All documentation hereto attached. **ACTION TAKEN:** Madam Commissioner DuCharme makes a motion to table this item. Commissioner Frost seconds the motion. No further discussion. The Commission votes; all in favor, none opposed. **ITEM TABLED.**

3. Contract between Torrance County & Motorola Solutions for Console and Dispatch Radio Maintenance- Ben Daugherty, Dispatch Mr. Daugherty speaks. He is requesting approval of the contract between Torrance County and Motorola Solutions for console and dispatch radio maintenance. This is the same contract they have every year. The prices increase steadily due to outdated equipment and difficulty locating parts. Mr. Wallin has reviewed the contract. Mr. Daugherty confirms that the service they have received from Motorola Solutions has been satisfactory. All documentation hereto attached. **ACTION TAKEN:** Commissioner Frost makes a motion to approve the contract between Torrance County and Motorola Solutions for Console and Dispatch Radio maintenance. Madam Commissioner DuCharme seconds the motion. No further discussion. The Commission votes; all in favor, none opposed. **MOTION CARRIED**

4. Ratification of FY16 EMPG Grant Application- Javier Sanchez, Emergency Management Mr. Sanchez speaks. He is here today to request ratification of the FY16 EMPG grant application. This is the same grant application they submit every year. The total EMPG funding requested is \$23,336.00. Mr. Wallin has reviewed this application. All documentation hereto attached. **ACTION TAKEN:** Commissioner Frost makes a motion to ratify the FY16 EMPG Grant application. Chairman Candelaria seconds the motion. No further discussion. The Commission votes; all in favor, none opposed. **MOTION CARRIED.**

5. Request to Utilize Houston-Galveston Area Contract for Purchase of Asphalt Zipper- Leonard Lujan, Road Department Ms. Ansley speaks. Mr. Lujan and Ms. Olivas are requesting that this item be tabled. All documentation hereto attached. **ACTION TAKEN:** Madam Commissioner DuCharme makes a motion to table this item. Commissioner Frost seconds the motion. No further discussion. The Commission votes; all in favor, none opposed. **ITEM TABLED.**

6. Approval of 2017 Costs and Quantities for NMDOT State Projects- Leonard Lujan, Road Department Mr. Lujan speaks. These are revised copies of the State contracts that were approved earlier this year. The State reduced some of the funding so the amounts were adjusted to accommodate the funding reduction. Funds were reduced on the CAP-5-17(472). None of the projects listed on the CAP-5-17(472) were removed. All documentation hereto attached.

- a. **CAP-5-17(472) Resolution 2016-33 ACTION TAKEN:**
Commissioner Frost makes a motion to approve **CAP-5-17(472) Resolution 2016-33**. Chairman Candelaria seconds the motion. Mr. Lujan states that they adjusted their costs by reducing the days they allocate to each project. Madam Commissioner DuCharme asks about the cost of materials and oil. Mr. Lujan explains that there is no material cost because we have our own pit and there is no oil cost because these are all gravel roads. Madam Commissioner DuCharme asks about CA2 Testing. Mr. Lujan explains that it is required density testing. A company out of Las Vegas does the testing and provides the results to the Road Department. No further discussion. The Commission votes; all in favor, none opposed. **MOTION CARRIED**
- b. **SB-7808(105)17 Resolution 2016-34 ACTION TAKEN:** Chairman Candelaria makes a motion to approve **SB-7808(105)17 Resolution 2016-34**. Commissioner Frost seconds the motion. No further discussion. The Commission votes; all in favor, none opposed. **MOTION CARRIED**
- c. **SP-5-17(186) Resolution 2016-35 ACTION TAKEN:**
Commissioner Frost makes a motion to approve **SP-5-17(186) Resolution 2016-35**. Chairman Candelaria seconds the motion. Mr. Lujan clarifies that these projects are for next year, 2017. No further discussion. The Commission votes; all in favor, none opposed. **MOTION CARRIED**

7. Request for Special Meeting on August 18, 2016 to Canvas Special Election Results- Linda Jaramillo, Clerk Ms. Jaramillo speaks. As the Commission is the Canvassing Board for all county elections, Ms. Jaramillo is requesting that the Commission hold a Special Meeting on August 18th in order to canvas the upcoming Special Election results. The GO Bond Special Election will be held this Tuesday, August 16th. After some discussion, the Commission agrees to have a special meeting in the Commission room at 3:00pm on August 18th. All documentation hereto attached. **ACTION TAKEN:** Chairman Candelaria makes a motion to schedule a Special Meeting to canvas the Special Election results on August 18th, 2016 at 3:00 pm. Madam Commissioner DuCharme seconds the motion. No further discussion. The Commission votes; all in favor, none opposed. **MOTION CARRIED.**

8. Canvass of Special Election Results; Request Permission to Begin Gathering Election Material for Canvass- Linda Jaramillo, Clerk Ms. Jaramillo speaks. As the Commission is the Canvassing Board for all county elections, Ms. Jaramillo must request that the Commission give her office permission to begin gathering all the election materials necessary for the upcoming canvas. All documentation hereto attached. **ACTION TAKEN:** Commissioner Frost makes a motion to allow the County Clerk, her Deputy, and her office employees to gather election materials for the Special Election canvas. Madam Commissioner DuCharme seconds the motion. No further discussion. The Commission votes; all in favor, none opposed. **MOTION CARRIED.**

9. Approval of Contract for New 36-month Lease with RICOH for Assessor's Office New Printer/Scanner/Fax – Betty Cabber, Assessor Ms. Cabber speaks. The Assessor's Office is on the State contract for their upcoming 36 month lease with RICOH for their new office printer/scanner/fax machine. The cost of this lease is less than what she was paying and this will be a new machine. If the Commission approves this contract/lease agreement, Ms. Ansley will sign. The new monthly lease amount will be \$268.00. The County Treasurer's Office has already been through this process and they have their new machine. All documentation hereto attached. **ACTION TAKEN:** Commissioner Frost makes a motion to approve the contract for a new 36 month lease with RICOH for the Assessor's Office new printer/scanner/fax. Chairman Candelaria seconds the motion. Madam Commissioner DuCharme asks why the actual contract is not in the packet for this meeting. Ms. Olivas, Purchasing Director, explains this is a State pricing agreement that would have been done by the General Services Division of the State. The State does large scale procurements like this to save all entities in the state money. Once the pricing agreement is published, any entity can use it. All we have to do is agree to follow the agreements terms. We have already approved this for the Treasurer's Office and for Planning & Zoning. Mr. Wallin explains that the contract is between the State of New Mexico and RICOH. All entities that want to participate in the contract become third party beneficiaries of the contract and they just sign a pricing agreement pursuant to Section 129 of the Procurement Code. Commissioner Frost calls for the question. No further discussion. The Commission votes; two in favor, Madam Commissioner DuCharme abstains. **MOTION CARRIED**

10. Award Bid on IFB 2017-01 HFE 90P Oil- Leslie Olivas, Purchasing Ms. Olivas speaks. She has presented the Commission with the bid tabulation sheet from our most recent IFB 2017-01 for 351 tons of HFE 90P Oil for the Road Department. At the time of bid closing, we had received one bid. The bid from Holly Frontier followed all of our requirements. The bid amount was \$357.14 per ton for a total amount of \$125,356.14. Ms. Olivas states that it is her recommendation that the Commission award this bid to Holly Frontier. All documentation hereto attached. **ACTION TAKEN:** Chairman Candelaria makes a motion to award the bid on IFB 2017-01 HFE 90P Oil to Holly Frontier. Commissioner Frost seconds the motion. Madam Commissioner DuCharme asks why we received only one bid and what we can do to improve this situation. Mr. Lujan from the Road Department comments that there are only two oil distributors in our area: Holly Frontier and Western Emulsions. Our experience with Western Emulsions was not good. Holly Frontier is on State contract, but we were not able to use it and we had to go out for bid. Every other county is using Holly Frontier. Also, the cost that we received from them is good. No further discussion. The Commissioners vote; all in favor, none opposed. **MOTION CARRIED**

11. Prioritize 2018-2022 ICIP Priorities- Leslie Olivas, Purchasing Director Ms. Olivas speaks. She has presented the Commission with a copy of the FY2017-2021 Infrastructure Capital Improvements Plan (ICIP). The updated ICIP for FY2018-2022 is due by September 1st. At the next Commission meeting, Ms. Olivas will present the updated ICIP and ICIP resolution to the Commission for approval. Today, Ms. Olivas asks the Commission to identify their top ten ICIP priorities. She has also presented the Commission with a list of possible projects based on previous requests and the proposed GO projects. The list of possible projects is attached below:

ICIP Priorities

- Based off of previous requests
 - Planning, construction, and lining of new cell at the Estancia Valley Regional Landfill
 - Planning, construction and installation of McIntosh Drinking Water Dispensing Station with EMWT (agreed to top 10 at 7/13/2016 Commission Meeting)

- Based off of GO Bond Projects

- Constructing, equipping, erecting, and acquiring emergency communication equipment and towers for County law enforcement and emergency medical responders
- Constructing, repairing, and otherwise improving County fairground buildings and facilities
- Constructing and repairing public roads and purchasing capital equipment for such projects
- Erecting, remodeling, and making additions to necessary County Road Department offices
- Erecting, remodeling, and making additions to necessary County buildings

The Commission reviews the current ICIP and the possible projects. They have discussion and come up with a revised top ten as follows:

1. Planning, constructing, and lining of new cell at Estancia Valley Regional Landfill
2. County Road Upgrade, Improve, and Repave
3. Planning, construction, and installation of McIntosh Drinking Water Dispensing Station with EMWT
4. Senior Center Vehicles
5. Constructing, equipping, erecting, and acquiring emergency communication equipment and towers for County law enforcement and emergency medical responders
6. County fair Ground Improvements
7. Duran Water System Improvements
8. Senior Center Equipment
9. 4x4 Sheriff Patrol Vehicles
10. Volunteer Fire Department Equipment

The exact order of these projects may change slightly before final Commission approval. All documentation hereto attached. **NO ACTION, INFORMATION ONLY**

12. MOU for Fiscal Agent Services with Mid-Region Council of Governments for CDBG Planning Grant to Update Comprehensive Plan Ms. Ansley speaks. The County received a CDBG Planning Grant to update the County's Comprehensive Plan. The Commission appointed a steering committee to help work on the development of the plan with the MRCOG. Because of the Governor's Executive order, we must have a fiscal agent for the CDBG grant. Before the Commission today is the MOU between Torrance County and the MRCOG for fiscal agent services of this funding. All documentation hereto attached. **ACTION TAKEN:** Madam Commissioner DuCharme makes a motion to approve the MOU for Fiscal Agent Services with the Mid-Region Council of Governments for a CDBG Planning Grant to update the Comprehensive Plan. Commissioner Frost seconds the motion. Mr. Wallin has reviewed this MOU. The Commissioners vote; all in favor, none opposed. **MOTION CARRIED**

13. Discussion of Legal Services in Torrance County Commissioner Frost speaks. He states that he has been thinking about the County's legal services for quite some time. He is not dissatisfied at all with the services of Wallin and Huss; he thinks they have done a great job for us. However, he knows that legal services for the County have become very expensive as legal issues continue to arise year by year. Commissioner Frost wants to discuss the option of having an on-sight attorney that would be here full-time. Commissioner Frost states that he has been told that our attorney receives calls from the County for assistance every single day. Commissioner Frost asks Mr. Wallin for comment on this item. Mr. Wallin states that he was hired on to work for the County on a contract basis in approximately 2004; he has been here for 12 years and it has been an honor to represent the County. He states that their rate is significantly less for county work than it is for their other clientele, and significantly less than anyone else that bid on the work when the RFP for legal services went out about three years ago. He further states that over the past three years or so, there is absolutely no question that the demand for legal services in the County has been much higher; you can see it reflected in the billings. There is a variety of reasons for this, but it is largely because Torrance County is dealing with much greater and more sophisticated legal issues than we have ever dealt with in the past. Mr. Wallin states that he has said in the past and will say again today that he has no problem with the County "testing the waters" and posting a request and seeing what comes back. He states that the County needs an attorney that has experience in governmental law. His firm has a lot of experience representing different agencies. He states that if the County can find someone that can be full-time and can meet the needs of the County, he certainly thinks the County ought to look into it. He reiterates that there

is not a day that goes by that his office is not called by typically 3 or 4 different County offices and there is a back log of work. He states that it would be beneficial for the County to explore this option. Chairman Candelaria agrees that this could be something worth looking into. All documentation hereto attached. **NO ACTION, DISCUSSION ONLY**

14. Torrance County 911 Numbering/Rural Addressing Ordinance 97-6 Discussion (And Action if Necessary) Mr. Wallin speaks. He asks the Commission to table this item. **ACTION TAKEN:** Madam Commissioner DuCharme makes a motion to table this item. Commissioner Frost seconds the motion. No further discussion. The Commissioners vote; all in favor, none opposed. **ITEM TABLED.**

15. Update

Ms. Ansley gives a brief update. The County held public meetings regarding the GO bond in Willard, Mountainair, Torreon, Estancia, and Moriarty with decent attendance. We have been running ads in the paper and we want to remind everybody that they can early vote now or they can vote next Tuesday, August 16, 2016 on Election day.

Ms. Ansley reports that a handicap access ramp has been poured and finished at the County Fairgrounds.

We have a contractor selected to make some revision to the Judicial Complex; they are working on permitting right now. Ms. Ansley will review the plans and the proposed improvements tomorrow with the Magistrate and District Court staff. The contractor should begin work in approximately three weeks. Construction should take about 60 days. We also had a contractor out at the Animal Shelter to look at their entryway and foyer. We should be receiving a quote back on this in about three weeks.

Madam Commissioner DuCharme asks about compensation for the Fire fighters who fought the Dog Head fire. Ms. Ortiz, Deputy County Manager, comments that they are working on the stipends for the Fire fighters, but there is no extra pay for them specifically for the Dog Head fire.

Madam Commissioner DuCharme asks about the new landscaping. Ms. Ansley replies that the Claunch Pinto Soil and Water Conservation District helped the County apply for funding for the landscaping project. They bought and planted the plants, cut the elm trees, and installed a water drip system. Thanks to Claunch Pinto for a job well done.

Public Requests: At the Discretion of the Commission Chair. For Information Only (**No Action Can Be Taken**). Comments are limited to five (5) minutes per person on any subject.

Hank Van Es, resident, speaks. He addresses the topic of the higher legal fees that the County is incurring. He reminds all that the County elected officials have sworn an oath to support the Constitution of the State of New Mexico as well as the laws of the State of New Mexico. He states that this same oath applies to all of the government employees- not as principals, but as agents; it's their duty to know the law. He suggests providing a course to some of the employees to give them a minimal idea as to what laws they should be obeying. In this way, they would not be relying so much on Mr. Wallin's legal advice, which could reduce our costs.

Linda Jaramillo, County Clerk, speaks. She states that she is here speaking as a citizen of Torrance County. She shares with everyone how fortunate she feels to live in Torrance County and how fortunate she feels to have the job she has here in Torrance. She had a meeting yesterday with her election precinct workers, many who have been working with her for 19 years. She talks about the ladies in her office who are also her friends; she states, "They're fun loving ladies, we laugh all the time, but they're very efficient, we give excellent service to all of our customers" Lastly, she states that she just wants to thank everyone for the opportunity to serve and she thanks God for blessing her all these years.

Nick Sedillo, Risk Management, speaks. Last Thursday, the NMACO sent Mr. James Chavez, Safety Inspector, to inspect all the County facilities. Many people were "reminded" of their extension cords! If you have extension cords in your office, please remove them. Mr. Chavez will be sending his official findings to the County. We will have 30 days to respond and fix any issues that need fixing.

EXECUTIVE SESSION

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

- a) Deliberations regarding administrative adjudicatory proceeding of appeal of Planning & Zoning Directors' interpretation of the Torrance County Zoning Ordinance; Filippi, et at. Section 10-15-1(H) (3).

ACTION TAKEN: Madam Commissioner DuCharme makes a motion to go into Executive Session. Commissioner Frost seconds the motion. Roll Call Vote: District 1 Yes, District 2 Yes, District 3 Yes. **MOTION CARRIED.**

Executive session starts at 11:14 am.

*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 necessary**

ACTION TAKEN: Commissioner Frost makes a motion to reconvene from Executive Session. Madam Commissioner DuCharme seconds the motion. No further discussion. The Commission votes; all in favor, none opposed. **MOTION CARRIED.**

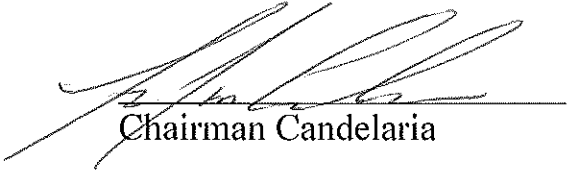
Regular Session reconvenes at 11:55 am.

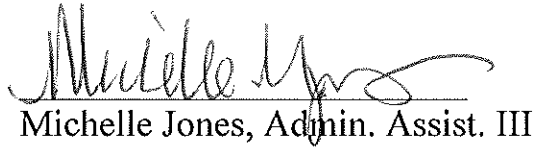
Chairman Candelaria states that during Executive Session the Commission heard information about the trial re: Filippi. They heard about the decision that was made. As there is still pending litigation, there is No Action taken.

*Adjourn

ACTION TAKEN: Madam Commissioner DuCharme makes a motion to adjourn the August 10, 2016 Commission Meeting. Commissioner Frost seconds the

motion. No further discussion. The Commissioners vote; all in favor, none opposed. **MOTION CARRIED.** Meeting adjourned at 11:56 am


Chairman Candelaria


Michelle Jones, Admin. Assist. III

8/24/16
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 our local radio station KXNM.