

**FINAL COPY
TORRANCE COUNTY BOARD OF COMMISSIONERS
COMMISSION MEETING
MARCH 11, 2020**

COMMISSIONERS PRESENT: RYAN SCHWEBACH –CHAIRMAN
KEVIN MCCALL- DISTRICT 1
JAVIER SANCHEZ –DISTRICT 3

OTHERS PRESENT: WAYNE JOHNSON-COUNTY MANGER
JANICE BARELA-DEPUTY COUNTY MANAGER
JOHN BUTRICK-COUNTY ATTORNEY
LINDA JARAMILLO- COUNTY CLERK
SYLVIA CHAVEZ-ADMIN. ASST.

1.) CALL MEETING TO ORDER

Chairman Schwebach calls the December 18, 2019 Commission Meeting to order at 9:00 A.M.

2.) INVOCATION AND PLEDGE

Pledge and Invocation were both lead by Chairman Schwebach

3.) CHANGES TO THE AGENDA

County Manager Johnson asks to differ agenda item 12 F, Public Meeting for the USDA grant for the two Sheriffs vehicles. The publication did not make the paper in a timely manner to have today's public meeting and it does not affect the timeline for the grant.

4.) PROCLAMATIONS

There were no items presented

5.) CERTIFICATES AND AWARDS

There were no items presented

6.) BOARD AND COMMITTEE APPOINTMENTS

There were no items presented

7.) PUBLIC COMMENT and COMMUNICATIONS

Steve Guetschow, Planning and Zoning informs the Commission that Pete Romero resigned from the Estancia Basin Water Planning Committee. Mr. Guetschow has sent the paper a notice to advertise for the vacancy. Also, the County closed on the property on Salt Mission Trl. for the road department so the documentation will be brought to the Commission.

County Manager Johnson explains that the property has some zoning issues that need to be taken care of. The back of the property is zoned different then the rest of the property. Those changes are what will be brought to the Commission for approval.

Linda Jaramillo, County Clerk informs the Commission that yesterday was Candidate filing day, the following people filed for office Senate district 19, Claudia M Risner Democrat, John Douglas MC Divitt Libertarian and James P White, Republican. Senate district 39, Elizabeth Liz Stefanics Democrat, Joseph C Tiano, Republican and Susan K Vescovo Republican. State Representative 50, Rebecca Becky King Spindle Democrat, Matthew McQueen Democrat, Jerry D Cage Libertarian, Christina L Estrada Republican. State Representative 70 Robert A Anaya Democrat, Ambrose M Castellano Democrat, Anita Amalia Gonzales Democrat, Nathan M Dial Republican. Public Education Commission Michael M Taylor Republican (he is unopposed). District Attorney Clint Wellborn Republican (he is unopposed). For Torrance County races, Commission district 3, Augustine N Montoya Democrat, Javier Ernesto Sanchez Democrat, Santiago A Garcia Democrat, James R Frazier Republican, LeRoy M Candelaria Republican and Sarah E Lucero Republican. County Clerk Rubena A Miranda Democrat and Yvonne Otero Republican. County Treasurer Tracy L Sedillo (she is unopposed). Ms. Jaramillo would like to thank Janice Barela for buying the Clerk's office lunch and Tracey Master for bringing a tray of goodies. Ms. Jaramillo explains that if anyone has questions or wants to see who has filed, they can go to her website and click on the link for 2020 Primary Candidates.

8.) APPROVAL OF MINUTES

A.) COMMISSION: Motion to approve the February 26, 2020 Torrance County Board of County Commission Regular Minutes.

ACTION TAKEN: **Commissioner McCall** makes a motion to approve the February 26, 2020 Regular Commission Meeting minutes. **Chairman Schwebach** seconds the motion. No further discussion, all in favor. **MOTION CARRIED**

9.) APPROVAL OF THE CONSENT AGENDA

A.) Finance: Approval of Payables

ACTION TAKEN: **Commissioner McCall** makes a motion to approve the payables. **Chairman Schwebach** seconds the motion. No further discussion, all in favor. **MOTION CARRIED.**

10.) ADOPTION OF ORDINANCE/AMENDMENT TO COUNTY CODE

There were no items presented

11.) ADOPTION OF RESOLUTION

A. ROAD: Motion to approve request for Hardship Funds, Resolution 2020-11 **Charmen Padilla** presents to the Commission with the application for the 2020 hardship funds voucher through NMDOT. It's the same as the previous year's just need Commission approval and it will be submitted to the state for approval. Documentation hereto attached. **ACTION TAKEN:** **Commissioner Sanchez** makes a motion to approve Resolution 2020-11 Budget

Increase. **Commissioner McCall** seconds the motion. No further discussion, all in favor. **MOTION CARRIED**

12.) APPROVALS

A. ROAD: Motion to approve SB-CAP-SP State Funding Projects FY20-21

Charmen Padilla explains that this is funding for FY20-21 it has to be submitted a year before, it is the County's proposals on the road projects. Documentation hereto attached.

ACTION TAKEN: **Commissioner McCall** makes a motion to SB-CAP-SP State Funding Projects FY20-21. **Chairman Schwebach** seconds the motion.

County Attorney Butrick states that there were some minor changes done to the wording and changes to the letterhead but does not change the over all funding process.

Commissioner McCall asks Ms. Padilla if she remembers the amount from last year.

Ms. Padilla responds, that they are the same amount as this years

No further discussion, all in favor. **MOTION CARRIED.**

B. FIRE: Motion to approve submission of applicants for FEMA Assistance to Firefighters Grant Program

Lester Gary, Fire Chief presents the Commission with an application for FEMA grant funding to purchase a new fire truck. The grant is for \$300,000.00 with a match of \$15,000.00.

Commissioner McCall asks if Chief Gary has the match funding.

Chief Gary responds that the funding is available and will come out of the GRT funding. Documentation hereto attached. **ACTION TAKEN:** **Chairman Schwebach** makes a motion to approve the FEMA grant application to Assist Firefighters. **Commissioner McCall** seconds the motion.

Cheryl Allen asks the Commission to approve Wayne Johnson or a designee to sign the grant application.

MOTION AMENDED: **Chairman Schwebach** amends his motion to approve the FEMA grant application and to have County Manager Johnson sign the paperwork. **Commissioner McCall** seconds the motion. No further discussion, all in favor. **MOTION CARRIED.**

C. SHERIFF: Motion to approve US Forest Service Grant #18-LE-11030300-008 modification 003 for calendar year 2020

Cheryl Allen, Grant Coordinator explains to the Commission that this is the same grant the Sheriff's office has had in years past, the only difference is there is an increase to the amount of \$5,000.00 and there is no match to the County.

County Manager Johnson states that this is funding so the Sheriff's deputies can patrol the forest and campgrounds.

Documentation hereto attached. **ACTION TAKEN:** **Commissioner McCall** makes a motion to approve US Forest Service Grant #18-LE-11030300-008. **Chairman Schwebach** seconds the motion. No further discussion, all in favor. **MOTION CARRIED.**

D. DISPATCH/FIRE: Motion to approve purchase reimbursements for fingerprinting; proper procurement not followed, no Purchase Order and/or other purchasing/finance/Manager's approval.

Ben Daugherty comes before the Commission to ask for approval of reimbursement for employees for payment for their fingerprinting background checks. Dispatchers are required to maintain a medical license for emergency medical dispatch, this happens every four years. The

company that is used for this process, Gemalto, does not accept PO's, so the employees use their credit cards for payment and would get reimbursed for this. Mr. Daugherty explains that himself and another dispatcher submit their reimbursement through the fire department because they are also volunteer firefighters and they were processed and paid, but there are 3 other dispatchers that submitted their reimbursement and it got kicked back. So at this point they are confused and looking for clarification.

County Manager Johnson explains that there was no prior authorization, but the County has found a solution for this. The County will use P Cards for purchases that PO cannot be used. The PCard purchase will be tied to a PO, the \$44.00 will be reimbursed to the employees.

ACTION TAKEN: **Chairman Schwebach** makes a motion to approve purchase reimbursement for fingerprinting. **Commissioner McCall** seconds the motion.

Commissioner McCall asks for clarification, there will be a PO issued prior to the PCard purchase, correct?

County Manager Johnson replies that there will be a PO issued and tied to the PCard.

Chairman Schwebach states that basically what has happened is an inconvenience has been stumbled upon in our purchasing policy, but it is being rectified.

Hanna Sanchez asks for clarification, so in 4 years with this have to be renewed we will need to get a PO prior to the purchase and then use the PCard.

County Manager Johnson replies what will end up happening is there will be a PO issued for the full amount of the purchase and then running the actual purchase through the PCard.

No further discussion, all in favor. **MOTION CARRIED.**

E. MANAGER/GRANT COORDINATOR: Motion to approve Complete Count Committee Grant Amendment, adding additional \$24,219.53 to grant award.

County Manager Johnson explains that the County had already received grant funding for the Census, this is additional funding to that grant. The Governor signed a bill to increase the amount to all counties which has doubled the amount given. So there will need to be a budget increase for \$24,219.53. Documentation hereto attached. **ACTION TAKEN:** **Chairman Schwebach** makes a motion to approve County Committee Grant Amendment adding additional \$24,219.53. **Commissioner McCall** seconds the motion. No further discussion, all in favor. **MOTION CARRIED.**

F. MANAGER/GRANT COORDINATOR: **PUBLIC MEETING:** Regarding USDA Community Facilities Direct Loan & Grant application, to apply for grant that would assist in purchasing & equip two (2) Sheriff patrol vehicles.

ACTION TAKEN: **Chairman Schwebach** makes a motion to differ the USDA grant application for the two Sheriffs vehicles. **Commissioner Sanchez** seconds the motion. No further discussion, all in favor. **ITEM DIFFERED.**

G. MANAGER: Motion to approve Torrance County to co-sponsor the RESPECT Program in Estancia High School, April 20-24, 2020

County Manager Johnson presents this item to the Commission, the County has worked on this program for several years. Deputy County Manager Barela is the founder of this program. Its basically life education for life after high school, the program involves Estancia and Mountainair. This helps kids handle living in the big city and how to be careful in dating situations. The Sheriff's department is involved so that is the in-kind work. We get the sponsorship with our name on the banner. The County will provide the staff support if needed,

so there is no out of pocket expense for the County. Documentation hereto attached. **ACTION TAKEN: Chairman Schwebach** makes a motion to approve the Co-Sponsor to the RESPECT program in the Estancia High School. **Commissioner McCall** seconds the motion.

Commissioner McCall asks about the man hours given by the County.

Deputy County Manager Barela explains that it is different for each event planned, the Sheriff's department is used to help with the self-defense techniques for both boys and girls, each group is about 6 hours each. The Sheriff's office does an arrest for a DWI and that process is about 4 hours and then on the last day it is the field sobriety test day and that's about 4 hours per deputy that is there. Deputy County Manager Barela explains that the understanding is the Sheriff department's main priority is to the community, so if they receive a call for service they are not obligated to the program and will responded to the call. She also explains that having the Sheriff's department be part of this program helps build good Community relations.

Sheriff Rivera states that he has worked with Janice on this program for several years now and the program has great benefits. There are usually 3-4 deputies that help with the program as well as other agencies that help out like Estancia PD, Mountainair PD and State police.

Deputy County Manger Barela states that this program is also used as a training exercise for the Sheriffs department.

Sheriff Rivera explains that some deputies do not get the opportunity to do field sobriety tests, so this is a good opportunity for them to get some training on this.

Chairman Schwebach asks if the Moriarty Schools have been contacted about the program.

Deputy County Manger Barela states that in 2010 Moriarty did participate in the program but there was no buy in from the school staff. The amount of resource that was put in for the amount of turnout was not worth the time. Now that there is new administration there has been talk about possibly going back to Moriarty with the program. Deputy County Manager Barela's idea is to partner with someone who is passionate about this program and have them be the one to run the program but give them all the support needed to have a successful program. The Mountainair Seniors and Corona Seniors are bused in to be part of this program.

Commissioner McCall states that this is a good opportunity for Sheriff Rivera to do some recruitment for these Seniors.

Sheriff Rivera states that it does open the door for questions about law enforcement but anyone interested in a career in law enforcement have to wait 3 years before they can do anything, they have to be 21 before they can become an officer.

Deputy County Manager Barela explains that the program has turned out a lot more Seniors going into the criminal justice field.

No further discussion, all in favor. **MOTION CARRIED.**

13.) DISCUSSION

A. MANAGER: Torrance County Code of Conduct Review Board Findings in the matter of Allen vs. Sanchez

County Manager Johnson reads the findings into to record. Documentation hereto attached.

Commissioner Sanchez asks if he can read into record letters of Confidence from the Town of Mountainair, La Merced de Manzano, Village of Willard and Torreon MDWCA. Documentation hereto attached.

14.) EXECUTIVE SESSION

No executive session for this meeting

15.) Announcement of next Board of County Commissioners Meeting


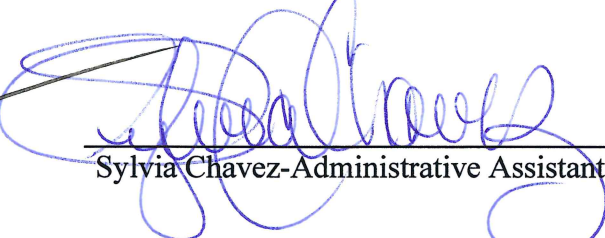
Next meeting to be held on March 25, 2020 in the Torrance County Administrative Chambers at 9am.

16.) Signing of Official Documents

***ADJOURN**

ACTION TAKEN: **Chairman Schwebach** makes a motion to adjourn the March 11, 2020, Commission Meeting. **Commissioner McCall** seconds the motion. No further discussion, all Commissioners in favor. **MOTION CARRIED**

MEETING ADJOURNED AT 9:40 A.M.

 <hr/> Chairman Ryan Schwebach	 <hr/> Sylvia Chavez-Administrative Assistant
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March 25, 2020
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.