

FINAL

Torrance County Board of Commissioners

Regular Commission Meeting

March 9, 2022

9:00 AM

Commissioners Present:

RYAN SCHWEBACH – CHAIR

KEVIN MCCALL – MEMBER, ABSENT

LEROY CANDELARIA – VICE CHAIR

Others Present:

JANICE BARELA – COUNTY MANAGER

JUAN TORRES - DEPUTY COUNTY MANAGER

JEREMY OLIVER – FINANCE DIRECTOR

JOHN BUTRICK – COUNTY ATTORNEY, VIA ZOOM

YVONNE OTERO – COUNTY CLERK

VALERIE SMITH – ADMINISTRATIVE ASSISTANT

1. CALL MEETING TO ORDER

Chairman Schwebach: Called meeting to order at 9:00 A.M.

2. INVOCATION & PLEDGE

PLEDGE:

Chairman Schwebach: Led the Pledge of Allegiance.

INVOCATION:

Commissioner Candelaria: Led the invocation.



3. CHANGES TO THE AGENDA:

Madam County Manager Barela: Requested to move Items 12-B and 12-C from Approvals before Item 11-B, Budget Increase. Items 12-B and 12-C need to be presented before the Budget Increase may be approved.

Chairman Schwebach: Approved the move of Items 12-B & 12-C before Item 11-A. Suggested permanently moving the Approvals to before Resolutions, as it has become common to switch these agenda items.

Madam County Manager Barela: Explained that the agenda is written as it is because it follows the rules for County Commission Agendas under the Board of County Commissioners. There are amendments that must be entered before that can happen.

4. PROCLAMATIONS:

NONE THIS DAY

5. CERTIFICATES AND AWARDS:

NONE THIS DAY

6. BOARD AND COMMITTEE APPOINTMENTS

A. MANAGER: Motion to appoint Fair Board Alternate, **Kyria Encinias**, to fill the vacant At-Large Fair Board Member position.

ACTION TAKEN:

Chairman Schwebach: Made a motion to appoint Fair Board Alternate, **Kyria Encinias**, to fill the vacant At-Large Fair Board Member position.

Commissioner Candelaria: Seconded the motion.

Roll Call Vote:

Commissioner Candelaria: Yes; **Commissioner Schwebach:** Yes; **Commissioner McCall:** Absent.

Motion Passed.

7. PUBLIC COMMENT and COMMUNICATIONS



Madam County Manager Barela: Introduced the employees, residents and guests who had signed up for public comment.

Albert Lovato, Trustee, Town of Estancia: Came to Torrance County representing the Town of Estancia, and Board Member for Estancia Valley Little League. Spoke about the sale of the Fairgrounds. He spoke for the families who anticipated having a good Little League year, and he is disappointed that the County has not fully purchased the Fairgrounds, as it has been a full year since the Purchase Agreement was signed. He understands there are possible monies that could be released. The town and the Little League want to revamp the baseball field. The sale was \$50,000. It is going to be completely spent on the baseball field. The last two years the kids have been cooped up and losing social skills. They have lost the window and the charter for Little League this year. Families will have to drive out of the Torrance County area for Little League. Mr. Lovato read a letter that was sent to the Torrance County Commission from the Town of Estancia urging the purchase of the Fairgrounds. It explains that the lease has been extended since July of 2019. Frustration is expressed. Stella Chavez has vast knowledge and has reached out to help but it is still not completed. Mr. Lovato believes that Little League transcends just athleticism. He said that he respects everyone at the County, and understands the workload for everyone, but would like the Commission to partner up with Estancia and help make things better for our kids.

Fire Chief Don Dirks: Update on Fire Department. The Resolution 2020-20 prohibits open fires due to the COVID pandemic. He did not know it was still in effect and will be enforcing it until the resolution is changed, or the emergency declared over. The ambulance service has just received its State of NM DEA License, and now they are waiting on the Federal DEA License. The tentative go-live date for billing is now March 15, 2022. The new ambulance is being striped right now and is supposed to be delivered in April. In February alone, there were 91 calls for Fire. 100% of them were manned with volunteers and paid crew. There were 147 calls for service for an ambulance. These are extremely high numbers, and he does not expect these numbers to continue, though they might.

Wendy Friedrich: Apologized for her outburst at the previous Commission Meeting but was frustrated that her questions have not been answered in response the EMWT water plan being set up. She had a list of questions, which include asking why Chairman Schwebach was allowed to become the sole voting member after putting 13 other members on hold. She is considering trying to recall Chairman Schwebach from the Board. She wants to know why a penalty is being considered for not hooking up to the line. She asked if the penalty is a way to try to tax the low-income residents to the point of moving. She also asked about water conservation and salaries for those who work for EMWT.

Madam County Clerk Yvonne Otero: Madam Clerk told the Commission that the day prior was Candidate Filing Day. She then read the list of Candidates and informed them that Commission Kevin McCall and Chairman Ryan Schwebach tentatively had no opposition. There

is to be no campaigning in the County Building or on the grounds, whether the individual works at the County Building or not. No political items, such as buttons, hats, and clothing, may be worn. List of Primary Candidates hereto attached.

Madam County Manager: Asked if there were any public comment on Zoom?

Jeremy Oliver: There is not anyone signed up for public comment on Zoom.

8. APPROVAL OF MINUTES

A. **COMMISSION:** Motion to approve the February 23, 2022, Torrance County Commission Meeting Minutes.

ACTION TAKEN:

Chairman Schwebach: Made a motion to approve the February 23, 2022, Torrance County Commission Meeting Minutes.

Commissioner Candelaria: Seconded the motion. There was no discussion.

ROLL CALL VOTE:

Commissioner Candelaria: Yes; Commissioner Schwebach: Yes; Commissioner McCall: Yes.

Motion Passed.

9. APPROVAL OF CONSENT AGENDA

A. **FINANCE:** Motion to approve payables.

ACTION TAKEN:

Chairman Schwebach: Made a motion to approve payables.

Commissioner Candelaria: Seconded the motion.

ROLL CALL VOTE:

Commissioner Candelaria: Yes; Commissioner Schwebach: Yes; Commissioner McCall: Yes.

Motion Passed.



10. ADOPTION OF ORDINANCE/AMENDMENT TO COUNTY CODE

NONE THIS DAY.

12. ADOPTION OF RESOLUTION: (Moved before Item 12-A per request by Madam County Manager Barela.)

B. DOMESTIC VIOLENCE: Motion to ratify submittal of grant application requesting \$9,521.00 from the Family Violence Prevention Services Act/American Rescue Plan (FVPSA/ARP).

Chairman Schwebach: Made a motion to ratify submittal of grant application requesting \$9,521.00 from the Family Violence Prevention Services Act/American Rescue Plan (FVPSA/ARP).

Commissioner Candelaria: Seconded the motion.

Madam County Manager Barela: Asked Jeremy Oliver to speak to this.

Jeremy Oliver, Finance Director: Explained that Cheryl Allen, Grant Manager, would not be able to attend. This procedural is written out in the policy. To apply for the grant, approval must be given by the Commission. This did not happen due to the time frame. This is ARPA funding that got funneled through the State and into the County's portion for Domestic Violence. The grant total is \$9,521.00. \$5,000 will be budgeted for this fiscal year. The remaining \$4,521.00 may be used between the end of this fiscal year and the end of calendar year 2025. The funds may be used for anything under the current scope of Domestic Violence. This includes things like temporary housing, temporary food, utility, and gas support to help individuals get to better conditions.

Roll Call Vote: Commissioner Candelaria: Yes; Commissioner Schwebach: Yes; Commissioner McCall: Absent.

Motion Passed.

C. DOMESTIC VIOLENCE: Motion to approve grant agreement/statement of work for \$9,521.00 from the Family Violence Prevention Services Act/American Rescue Plan (FVPSA/ARP)

ACTION TAKEN:

Chairman Schwebach: Made a motion to approve grant agreement/statement of work for \$9,521.00 from the family Violence Prevention Services Act/American Rescue Plan (FVPSA/ARP)

Jeremy Oliver, Finance Director: This is the same grant, it is just the award letter.

Commissioner Candelaria: Seconded the motion.



Roll Call Vote: Commissioner Candelaria: Yes; Commissioner Schwebach: Yes; Commissioner McCall: Absent.

Motion Passed.

11. ADOPTION OF RESOLUTION

A. **FINANCE: Motion to approve Resolution 2022-20, Disposition of two Life Packs-Fire.**

ACTION TAKEN:

Chairman Schwebach: Made a motion to approve Resolution 2022-20, Disposition of two Life Packs- Fire.

Commissioner Candelaria: Seconded the motion.

Roll Call Vote: Commissioner Candelaria: Yes; Commissioner Schwebach: Yes; Commissioner McCall: Absent.

Motion Passed.

B. **FINANCE: Motion to approve Resolution 2022-21, Budget Increase for Domestic Violence.**

ACTION TAKEN:

Chairman Schwebach: Made a motion to approve Resolution 2022-21, Budget Increase for Domestic Violence.

Commissioner Candelaria: Seconded the motion.

Roll Call Vote: Commissioner Candelaria: Yes; Commissioner Schwebach: Yes; Commissioner McCall: Absent.

Motion Passed.

NEXT ITEM IS 12-D.

12. APPROVALS

A. **ROAD: Motion to approve 4 Rivers Rental Invoice for rental fees on roller (\$4,422.88). Explanation of fees dropped for repair of Torrance County's roller (\$6,000).**

ACTION TAKEN:



Chairman Schwebach: Made a motion to approve 4 Rivers Rental Invoice for rental fees on roller (\$4,422.88). Explanation of fees dropped for repair of Torrance County's roller (\$6,000).

Commissioner Candelaria: Seconded the motion.

Leonard Lujan, Road Department Superintendent: This has to do with the roller that was sent in to get fixed approximately 2 years ago. He started working on purchasing a roller, but lost their rep. The quote to fix it was \$18,900, so they decided not to fix it. They wanted him to pay the cost of tearing it down, which came in at \$10k. He spoke to them, the Commission decided they didn't want to pay it, so the price was lowered to \$6,000. He had a meeting with them a month ago, he couldn't leave the roller there, and they decided they would rather have the County's business than not, so they decided the Road Department would pick it up. Explained the charges. Mr. Lujan had the rental roller for a month longer than planned, so that needs to be paid. The County's broken roller is in pieces in the yard.

Chairman Schwebach: Asked if the County was having to pay the \$4,422.88 plus the \$6,000.

Leonard Lujan: No, just the \$4,422.88.

Chairman Schwebach: Amended motion to approve 4 Rivers Rental Invoice for rental fees on roller (\$4,422.88).

Commissioner Candelaria: Seconded the motion.

Chairman Schwebach: Asked why the \$6,000 was on the invoice.

Leonard Lujan: There was a new invoice, because the \$6,000 was removed so a new invoice needed to be written with just the rental.

Roll Call Vote: **Commissioner Candelaria:** Yes; **Commissioner Schwebach:** Yes; **Commissioner McCall:** Absent.

Motion Passed.

D. SHERIFF: Motion to approve Law Enforcement Protection Fund (LEPF) Application.

ACTION TAKEN:

Chairman Schwebach: Made a motion to approve the Law Enforcement Protection Fund (LEPF) Application.

Sheriff Marty Rivera: The Law Enforcement Protection Fund (LEPF) is a recurring fund, and this year they increased it from a base rate of \$20,000 to \$45,000. They also increased the amount per certified deputy from \$600 to \$1,000. The total they are receiving this year is \$60,000. It can be used on many things like equipment and training but not salaries.

Roll Call Vote: **Commissioner Candelaria:** Yes; **Commissioner Schwebach:** Yes; **Commissioner McCall:** Absent.



Motion Passed.

13. DISCUSSION

A. MANAGER'S REPORT:

Madam County Manager Barela: Spoke about the Summer Enrichment Internship Program. There will be two summer enrichment Coordinator Positions open, with possible additional openings based on the amount of student interns that apply. There are 40 approved Intern positions, and the County is waiting on the Department of Public Education to approve an additional 20 more openings.

Madam County Manager Barela read the list of employee vacancies within the County, and how long they are open. List of open positions hereto attached.

B. COMMISSIONERS' REPORTS

1) Commissioner McCall, District 1

Commissioner McCall: ABSENT.

2) Commissioner Schwebach, District 2

Chairman Schwebach: Inspected the CoreCivic Detention Center.

Madam County Manager Barela: This is a yearly requirement, for the Commissioners to inspect the Detention Center. Even though it is a private facility, there is a contract between Torrance County and CoreCivic, and this is a requirement under said contract.

Chairman Schwebach: There was an obligation to inspect, and he did so with Madam County Manager Barela. The Detention Facility passed with flying colors. The report is hereto attached.

Madam County Manager Barela: Chairman Schwebach was able to view the list of inmates as well, which is also a requirement of the Contract.

The report is hereto attached.

3) Commissioner Candelaria, District 3

Commissioner Candelaria: Thanked the Fire Chief Don Dirks, his fire department helped stop many of the fires that were in his area. He wants to let the public know that many of their Soil and Water Conservation Districts will help pay for defensible spaces for people's homes.

14. EXECUTIVE SESSION



15. **Announcement of the next Board of County Commissioners Meeting:** March 23, 2022, at 9:00 A.M.

16. **SIGNING OF OFFICIAL DOCUMENTS**

17. **ADJOURN**

Chairman Schwebach: Made a motion to adjourn the meeting.

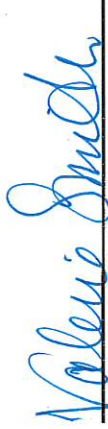
Commissioner Candelaria: Seconded the Motion to adjourn.

Chairman Schwebach: Adjourned the meeting at approximately 1:26 P.M.

Signed By:



Ryan Schwebach – Torrance
County Board of Commission
Chairman



Valerie Smith – Administrative Assistant III,
Torrance County Clerk's Office

Date: 03/23 / 2022

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.





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VOTER INFORMATION PORTAL

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2022 Primary Election Contest/Candidate List

Search By: County Office Party

Search Export List to

Contest	Filing County	Name	Party	Mailing Address	Email/Phone	Filing Date/Time	Ballot Order	Status
State Representative DISTRICT 22	Torrance	AUGUSTINE N MONTOWA	DEM	PO Box 452 Estancia NM 87016	ann4nm@gmail.com (505) 620-4339	3/8/2022 10:08:05 AM	99	Pending
Magistrate Judge MAGISTRATE	Torrance	BOBBY L GARCIA	DEM			3/8/2022 9:14:55 AM	99	Pending
Magistrate Judge MAGISTRATE	Torrance	RAY F SHARBUTT	REP			3/8/2022 9:27:45 AM	99	Pending
Magistrate Judge MAGISTRATE	Torrance	CRAIG M DAVIS	REP			3/8/2022 12:49:14 PM	99	Pending
County Commissioner by Commissioner District DISTRICT 1	Torrance	KEVIN NEIL MCCALL	REP	PO Box 2400 Moriarty NM 87035	kevin@mccallpumpkinpatch.com (505) 379-4366	3/8/2022 10:54:51 AM	99	Pending
County Commissioner by Commissioner District DISTRICT 2	Torrance	RYAN S SCHWEBACH	REP	PO Box 508 Midtosh NM 87032	rschwabach@tcnm.us (505) 544-4350	3/8/2022 1:58:17 PM	99	Pending
County Sheriff	Torrance	DAVID E PRAZEE	REP	PO Box 726 Midtosh NM 87032	nm56501@yahoo.com (505) 415-1882	3/8/2022 9:04:28 AM	99	Pending
County Sheriff	Torrance	PETE G GOLDEN	REP	PO Box 89 Midtosh NM 87032	goldpete1@gmail.com (505) 918-2075	3/8/2022 9:03:54 AM	99	Pending
County Sheriff	Torrance	JOSE MARTIN RIVERA	REP	66 Madrid Moriarty NM 87035	(505) 999-8460	3/8/2022 11:11:02 AM	99	Pending
County Assessor	Torrance	JESUS M LUCERO	REP	PO Box 123 TORREON NM 87061	Jessandluci1@gmail.com (505) 440-2164	3/8/2022 9:13:26 AM	99	Pending
Probate Judge	Torrance	JOSIE B CHAVEZ	REP			3/8/2022 1:02:47 PM	99	Pending

New Mexico Office of the Secretary of State

New Mexico Capitol Annex North / 325 Don Gaspar, Suite 300 / Santa Fe, NM 87501

(505) 827-3600 / (800) 477-3632 / Email SOS Elections

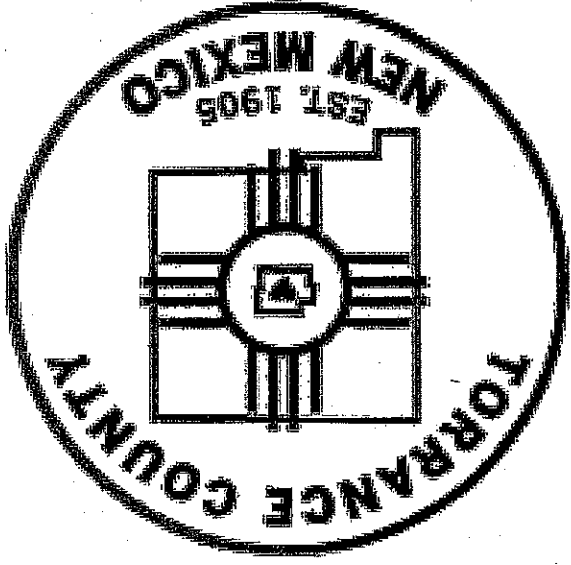
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Job Alert

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Be notified when job openings become available.
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About Us



Torrance County is committed to effective, efficient and responsible public policy, excellent public service, courteous public contact, sensitivity to cultural beliefs and preservation of their heritage, providing quality services as required by law or mandated by the public, enhancing the health, safety and general well-being of the citizens of Torrance County and conducting county operations in a legal, ethical and fair manner.

Select Language



Torrance County is committed to providing equal opportunity employment to applicants and employees without regard to race, religion, creed, age, sex, height, weight, marital status, disability, unrelated to an individual's ability to perform adequately, national origin, citizenship, ancestry, or any other characteristic protected by law. We conform to all the laws, statutes, and regulations concerning equal employment opportunities and affirmative action. We strongly encourage women, minorities, individuals with disabilities and veterans to apply to all of our job openings. We are an equal opportunity employer and all qualified applicants will receive consideration for employment without regard to race, color, religion, gender, sexual orientation, gender identity, or national origin, age, disability status, Genetic Information & Testing, Family & Medical Leave, protected veteran status, or any other characteristic protected by law. We prohibit Retaliation against individuals who bring forth any complaint, orally or in writing, to the employer or the government, or against any individuals who assist or participate in the investigation of any complaint or otherwise oppose discrimination.

Job Openings



Summer Intern Coordinator
Administrative Building | Estancia, NM
Manager
Open Until: May 27, 2022 at 05:00 PM MST
Rate of Pay: \$500 - per week


 [Apply Now](#)  Details

Summer Enrichment Internship Program
Administrative Building | Estancia, NM
Manager
Open Until: June 2, 2022 at 05:00 PM MST
Rate of Pay: \$12.00 - an hour


 [Apply Now](#)  Details

Equipment Operator
Administrative Building | Estancia, NM
Road
Open Until: January 1, 2023 at 09:51 AM MST
Rate of Pay: \$28,000.00 - \$32,000.00


 [Apply Now](#)  Details

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Apply Now  Details


911 Operator/Communications Specialist
Dispatch | McIntosh, NM
Dispatch
Open Until: November 18, 2022 at 03:11 PM MST
Rate of Pay: \$14.35 - \$15.43

Apply Now  Details

Zoning Officer
Administrative Building | Estancia, NM
Planning and Zoning
Open Until: March 17, 2022 at 05:00 PM MST
Rate of Pay: \$31,200.00 annually - \$15.00 an hour


Apply Now  Details

Boys Council Facilitator - Contractor
Schools within the Estancia Valley/Home Office | Estancia, NM
Grants
Open Until: April 5, 2022 at 05:00 PM MST


Apply Now  Details

Emergency Manager
Administrative Building | Estancia, NM
Manager
Open Until: March 15, 2022 at 05:00 PM MST
Rate of Pay: Annual Salary - \$38,736.00


Select Language ▲

Apply Now 


Animal Control Officer
Animal Shelter | McIntosh, NM
Animal Services
Open Until: December 17, 2022 at 10:11 AM MST
Rate of Pay: \$27,040.00 - \$33,280.00

Apply Now 


Victim Support Specialist
Project Office | Estancia, NM
Manager
Open Until: April 14, 2022 at 05:00 PM MST
Rate of Pay: \$13.00/HR
Details: Open until filled

Apply Now 


EMT-Firefighter
Fire Admin | Estancia, NM
Fire
Open Until: April 30, 2022 at 05:00 PM MST
Rate of Pay: \$29,120.00 - \$33,280.00
Details: 48 hour shifts - Open until filled

Apply Now 


Community and Court Services
Sheriff's Department | Estancia, NM
Sheriff
Open Until: April 15, 2022 at 10:58 AM MST
Rate of Pay: \$33,280.00

Apply Now  Details

Sheriff's Deputy
Sheriff's Department | Estancia, NM
Sheriff
Open Until: January 1, 2023 at 02:45 PM MST
Rate of Pay: \$33,800.00 - \$39,520.00

Apply Now  Details

Clerical Float
Administrative Building | Estancia, NM
Manager
Open Until: May 27, 2022 at 05:00 PM MST
Rate of Pay: \$0 - \$0

Apply Now  Details

Mechanic/Equipment Operator
Administrative Building | Estancia, NM
Road
Open Until: May 27, 2022 at 05:00 PM MST
Rate of Pay: \$29,120.00 - \$35,360.00
Details: Open until filled

**CORECIVIC DETENTION FACILITY - TORRANCE COUNTY
COMMISSION CHAIR INSPECTION REPORT**

Date of Inspection: 3/2/2022 Time of Inspection: 11:13 AM

Present: Torrance County: Commission Chair Ryan Schwebach, County Manager Janice Barela
Core Civic: Warden George Dados, Assistant Warden Michael Sedgwick, Chief Emeterio Chavez, Jarrod Killebrew

New Mexico Statute 33.3-4 Area/ Item of Inspection		OK	COMMENTS
- BUILDINGS			
1	ENTRY DOOR	X	
2	SECONDARY DOORS/UPPER and LOWER	X	(Inside - Outside) All Levels
3	FLOORS/WALLS/STAIRS/LOCKERS	X	
5	LIGHT BULBS	X	All Levels
6	LIGHT FIXTURES/SKYLIGHTS	X	All Levels
8	FIRE DETECTION SYSTEM	X	Sprinkler System
9	LOCKERS/TABLES/CHAIRS	X	
10	KITCHEN CLEANLINESS	X	
11	FOOD QUALITY/TEMPERATURE LOGS	X	
12	TELEVISIONS	X	
13	BEDS - FRAMES/MATTRESSES	X	
14	OVER ALL LIVING CONDITIONS	X	
15	ISSUED LINENS	X	(Sheets, blankets, etc.)
16	LOCKDOWN CELLS	X	(Doors, walls, etc.)
17	LAUNDRY/WASHER/DRYERS	X	
18	FACILITY PROPERTY ROOM	X	
19	MEDICAL/MENTAL/DENTAL HEALTH CARE	X	
20	SHOWERS/UPPER OR LOWER	X	Fixtures/drains
21	SHOWERS/UPPER OR LOWER	X	Curains, mats
22	JANITOR AND STORAGE ROOMS	X	
23	POST ORDERS	X	
24	TELEPHONES	X	
25	VIDEO VISITATION SYSTEM	X	
26	INMATE POPULATION LIST	X	Name, age and offense
- ADMINISTRATIVE/OPERATIONAL MANAGEMENT			
27	CURRENT FACILITY OCCUPANCY		
28	OVERALL INMATE CONTROL	X	
29	INMATE RECORDS/RELEASE	X	
30	COURT LIAISON	X	
31	ADMINISTRATIVE SUPPORT	X	
32	OVERALL POLICIES	X	
32	FACILITY'S OPERATIONAL CONTROL	X	
34	FACILITY'S ADMINISTRATIVE CONTROL	X	
1	The Detention Center was clean and healthy and the prisoners appeared to be in a state of personal cleanliness.		X
2	The food furnished for the prisoners was of good, wholesome quality and sufficient in quantity for the proper maintenance of life.		X
3	The discipline of prisoners appeared to be in order; a list of names ages and causes was available to the Board of County Commissioners.		X


 Ryan Schwebach, Chair (Signature)

3/2/2022
 Date