

Cibola County Commission
Regular Meeting
June 15, 2017

The Cibola County Commission held a Regular Meeting on Thursday June 15, 2017 at 5:00 pm in the Cibola County Commission Chamber

Elected Officials Present Staff

Jack Molerés, Chairman
Robert Armijo, 1st Vice Chairman
Robert Windhorst, 2nd Vice Chairman
Daniel Torrez, Commissioner
Martha Garcia, Commissioner

Tony Boyd, County Manager
Joseph Sanders, Finance Director
Michelle Dominguez, County Clerk
Heather Paintin, Recording/Filing Clerk
Julie Quintana, Administrative Assistant

1. Call to Order

Chairman Jack Molerés called the meeting to order at 5:19 p.m.

2. Roll Call

Chairman Jack Molerés does roll call 4-0 in attendance, 1st Vice Chairman Armijo absent.

3. Pledge of Allegiance

Led by Manager Boyd and Recited by all

4. Prayer

2nd Vice Chairman Windhorst led us in prayer

5. Approval of Agenda

Motion to approve the agenda made by 2nd Vice Chairman Windhorst, seconded by Commissioner Torrez, 4-0 Affirmative.

6. Consent Agenda – Action May Be Taken

- a. Meeting Minutes May 25, 2017 Regular Meeting
- b. Meeting Minutes May 31, 2017 Special Meeting

Motion to approve May 25, 2017 Regular Meeting and May 31, 2017 made by Commissioner Torrez, seconded by 2nd Vice Chairman Windhorst, 4-0 Affirmative.

7. Reports

a. Monthly Sheriff's Department Activity Report.

Sheriff Tony Mace said there was 260 gallons of fuel stolen from Carver Oil and they were able to find and locate and arrested 2 suspects. They had a residential burglary in Pine Meadows where over 60 weapons were stolen, they were able to recover all but one of the weapons and also made an arrest. Working on another burglary in San Mateo area. They are keeping busy, still 3 officers short and they just finished up screening and recruitment process so should be able to fill those positions soon. Commissioner Garcia had some concerns with calls coming into Ramah because there has been issues where the Sheriff's Department has refused to go out to a call in the area and that it is important that all citizens are getting the help they need. Sheriff Mace explained that if the call is in Ramah it is in McKinley County, if it is a call involving a Tribal member on Tribal land, if it is a crime that a Tribal member has committed, he does not have jurisdiction over those and cannot respond. They responded to 13 calls last month in the Ramah area, one was a DWI with a Tribal member that the officers refused to make the arrest. They work well with Ramah Navajo Police and they do assist them. When a victim is reporting a crime it is important to ensure they are calling the right agency for their location. Sheriff asked for Commissioner Garcia to give names, specific incidents and dates so he can follow up on the call and do some research.

b. Monthly Detention Report.

Michael Dodds stated that the current count today is 212 in custody. Daily average in May for inmates was 198 males and 34 females.

- a) PREA – For the Month of May they had 1 PREA Report, but it was found unsubstantiated. It was a detainee making allegations against a staff member. The PREA investigators handle it and nothing came back to show it happened.

2nd Vice Chairman Windhorst asked if there was any new information on the inmate that escaped, Adrienne said that she would have Sheriff Mace give update because he is handling the external. Sheriff Mace said that Adrienne is handling the internal investigation within the detention center. They have already made a charge and warrants issued. They held 18 hours at one location and believe that the individual is no longer in the community which makes it now a state investigation. State police is looking into some areas outside of the county. No new information has come in at this time. During the search for this suspect, they have been able to make some arrest for outstanding bench warrants.

c. Monthly Road Department Report.

Gary was not in attendance tonight due to a family emergency. Manager Boyd stated they have been working on a lot of co-op agreements.

8. Public Comment

Valerie Taylor- wanted to know where we are on the independent auditor. She was under the impression that the Commissioners were going to have an outside auditor to come do the audit. 2nd Vice Chairman Windhorst stated that Robert Hansen has submitted a letter that just came in and that the Commission will be looking at into it. She also asked if the Commission was going to get the budget in on time, July 31. She asked since September 2016 has the County Commission authorized any County employees to work for the City of Grants? Manager Boyd stated under policy it is up to the County Manager to approve that and there has been one employee that has been approved to work for City after hours. She will be asking for Freedom information act for time cards for employees because she feels that this is a conflict, she will have that by the next meeting.

Barbara Wesley- she wants to acknowledge when people are doing good things and honorable things. She said that Tony Boyd was hired as County Manager and was handed a bucket of worms when he took on the position. She has looked at the Managers contract and she feels it is an insult and the Commission should be ashamed at the way this has been presented. She feels this contract is counter active and the Commission should look at the contract again.

Dolores Vallejos- defending the situation with the audit situation. Every year the state does an audit. The treasures office is not against providing the information. She wants to know if there has been a background check on him. 2nd Vice Chairman Windhorst said no there has not been a background check on him, but he knows who he is. There are proper ways of getting an audit done, if any one wants an audit they have to go through the proper channels. They were told by the state that anyone wanting an audit has to go through the state. Chairman Molerés said they will go through the proper channels.

Larry Carver- wanted to talk about prairie dogs, they are everywhere in the county. Predator control USDA will be discussed later in agenda. The federal government and county fund and if county does not fund, they will also lose federal funding. Cliff is the predator control specialist who helps with public land control within the entire county.

He said he would hate to lose him because he uses him for prairie dogs and coyotes. He is willing to go ask other agencies within the county for help with the funding. He has already talked to the Mayor in the Village of Milan. Chairman Molerer asked if he would follow up on if the other agencies are willing to share the cost.

9. New Business – Action May Be Taken

a. Consideration of Resolution 17-26, Fiscal Year 2017 BUDGET ADJUSTMENT No.4

Motion to approve made by Commissioner Garcia, seconded by 2nd Vice Chairman Windhorst, 4-0 Affirmative.

b. Hospital Board Members

Motion to keep Chase Elkins on the hospital board made by 2nd Vice Chairman Windhorst, seconded by Commissioner Torrez, 4-0 Affirmative.

c. Consideration of Detention Options

Motion to Table this item made by Commissioner Torrez, seconded by 2nd Vice Chairman Windhorst, 4-0 Affirmative.

d. Consideration of Contract:

a. Vikram Alladi extension and amendment

Motion to approve contract for \$5,200 for made by Commissioner Torrez, seconded by 2nd Vice Chairman Windhorst, 4-0 Affirmative.

b. Valle del Sol of Arizona

Motion to approve made by Commissioner Torrez, seconded by Commissioner Garcia, 4-0 Affirmative.

c. USDA/Wildlife Services

Motion to approve made by Commissioner Garcia, seconded by 2nd Vice Chairman Windhorst, 4-0 Affirmative.

d. Economic Development Funding Request Reconsideration

Motion to not fund made by 2nd Vice Chairman Windhorst, seconded by Chairman Molerres, 2-2 Revote. Motion made to fund \$20,000 made by Commissioner Torrez, seconded by 2nd Vice Chairman Windhorst, 4-0 Affirmative.

e. Chamber of Commerce Funding Request Reconsideration

Motion to not fund made by 2nd Vice Chairman Windhorst, seconded by Commissioner Garcia, 4-0 Affirmative.

f. NM State Library Service/Rural Bookmobile West Funding Request Reconsideration

Motion to not fund made by Commissioner Torrez, seconded by 2nd Vice Chairman Windhorst, 3-1 Affirmative.

e. Consideration of Donation, 2000 Ford Diesel Ambulance to Navajo Consolidated School District

Motion to approve made by Commissioner Torrez, seconded by 2nd Vice Chairman Windhorst, 4-0 Affirmative.

f. Consideration of Technical Services Information technology Policies and Procedures

- a. Network Risk Assessment Policy
- b. Data Backup Policy
- c. I T Disaster Recovery Plan and Policy
- d. I T Strategic Plan, 5 year plan

Motion to approve Network Risk Assessment Policy, Data Backup Policy, I T Disaster Recovery Plan and Policy and I T Strategic Plan- 5 year plan made by 2nd Vice Chairman Windhorst, seconded by Commissioner Torrez, 4-0 Affirmative.

10. Manager's Report

- a) United Blood Services- Battle of the Badges for blood drive will be August 2, 2017 at the old County complex. They get fire department and EMS against the police department.
- b) Shooting Range- no issues and looks like things will be moving forward
- c) DFA asked Tony and Joseph to be in Santa Fe on June 22nd because the loan request on behalf of the volunteer fire department has made through the first round and is going to the board and they wanted representation in case they have any questions.

11. Comments

a. Staff

Michelle Dominguez- we are trying to balance a budget and it's not working. Her office budget was cut by \$121,889 and that includes two full time positions while other offices didn't get cut at all or they got more money. Phone stipends have been cut and that doesn't matter because it only affects her. The Commission is talking about cutting mileage and per diem even more, and her office already took a large cut here and she has travel that is required for Bureau of Elections. There has been talk of raising insurance costs, furloughs and layoffs, but you are giving out money to anyone who asks. What are you doing for the county employees? She can't afford to lose anymore from her office and her staff can't afford a furlough day or insurance increase, they have kids and a family to support as well as all the families that were here for Futures which you gave them money. You've taken everything from the employees, snow days, raises, and bonuses. We all knew how bad the county situation was even when we were still at the old building and no one can say they didn't know how bad it was. What are you doing to help the county employees- we have to have people in the office? Every time something is approved, we don't have the money and that means we are taking more from the employees that already don't make that much.

Julie Quintana added to what Michelle said, just think about every time the Commission approves something, its taking more away from the employees. We were all taken back when the Commission approved all the funding for contracts at the last meeting and now you are talking about furloughs and layoffs to correct it.

b. Commissioners

2nd Vice Chairman Windhorst- he is sorry that Deputy from Treasures department is not here, but it has never been their intent in anything they do to hurt anybody. You

demand us of transparency and he is surprised and shocked of the results of what Deputy Vallejos said tonight. When it comes to the money of the County there should be complete transparency and no doubt and they should know when they sign their name to something they should know they are not committing a felony. We want to make sure everything we are doing is transparent and clear so they can tell the public yes this is what it is. It was not his intent to hurt anyone's feeling to have an auditor with 40 years' experience come in and look at the books and see what we are doing wrong and help us get our budget in on time so we can get community block funding. He doesn't feel he did anything wrong and it when comes to the monies of the County we will do our duty and safe guard those monies and ensure they are handled properly.

Commissioner Garcia as she looks into what Cibola County does and what we have here, the amount of work that has to be done to protect the county. The performance that you do and the service we provide to the constituents is the top priority and we need to look at the service we are providing. The Chamber and Economic Development are also out there providing a service to our constituents in the county so it's not just the employees, it's others as well that are providing the service. We are told tonight we are in the red and the staff needs to understand that and help us get through this time we are facing and we need to work together to do it. Some years we have to tighten our belt and do it, some years we added more staff because the money was there, but now we have to work together and work with County manager to service the people who utilize our service, how do we provide service and what does that look like? If we are not providing the service that we should we must take action on that and maybe the administration needs to look at it.

12. Executive Session

At 7:33 p.m. motion made by 2nd Vice Chairman Windhorst to go into Executive Session, seconded by Commissioner Torres, 4-0 Affirmative.

Pursuant to Section 10-15-1 (H) (2) (7) & (8) the following matter may be discussed in closed session:

- a) Litigation- Carina Murphy
 - b) Real Property Lease- Smith's
 - c) Real Property Lease – Cibola General Hospital
- Motion and roll call vote to go into Executive Session for the state reasons
 - Board meets in closed session
 - Motion and vote to go back into regular session

- Summary of items discussed in closed session
- Motion and roll call vote that matters discussed in closed session were limited to those specific in Motion. For closure and that no final action was taken, pursuant to the authority in § 10-15-1 NMSA 1978

At 8:16 p.m. motion made by 2nd Vice Chairman Windhorst to start back into regular session, seconded by Commissioner Torrez, 4-0 Affirmative.

Roll Call to confirm no final action was taken in Executive Session, 4-0 Affirmative.

13. Action Items

- a. Consideration of Smiths Lease

No action taken

- b. Consideration of Real Property Lease – Cibola General Hospital

Motion with Manager Amendment to reenact the lease made by Commissioner Torrez, seconded by Commissioner Garcia, 4-0 Affirmative.

14. Announcements

The next Regular Commission Meeting will be held on Thursday July 27, 2017 at 5:00 p.m. immediately following the Board of Finance Meeting in the Cibola County Commission Chamber Room, 700 East Roosevelt Ave, Suite 50

15. Adjournment

Chairman Jack adjourned the meeting at 8:19 p.m.