

9<sup>th</sup> January, 2023

The Regular Meeting of the Board was held at 9:00 a.m. in the Commissioner's Chambers observing all COVID-19 protocols currently issued by the State of New Mexico, with the following present: Commissioner - Robert Baca - Commissioner; Walt Eddy - Commissioner - Danielle Notah; Anthony Dimas, Jr., - County Manager; Brian Money - Deputy County Manager; Douglas Decker - County Attorney; Shawna Garnenez - Executive Assistant; Sara Keeler - Finance; Dezirie Gomez - Human Resources; County Clerk - Jacqueline K. Sloan; James Moriaono - McKinley County Sheriff; Thomascina Becenti - Monitor.

The meeting was convened at 9:00 a.m. and called to order by Commissioner Baca. Roll call was taken.

Commissioner Eddy- Present; Commissioner Baca - Present Commissioner Notah- Present.

The Pledge of Allegiance was led by Commissioner Notah.

**CONSENT AGENDA:** This item is placed on the agenda so that the Commission can designate by unanimous consent those routine items that they wish to be approved by one motion. If a commissioner or if a citizen so requests, it will be heard individually as a separate item. Motion to approve item(s) 1-2 on the consent agenda.

1. APPROVAL of minutes:
  - a. Regular Meeting Minutes of December 14, 2022.
2. REVIEW AND APPROVE:
  - a. Purchase Order Payment Batch for 12/28/2022-1/04/2023 in the amount of \$56,229.56.
  - b. Purchase Order Payment Batch to ratify on following dates:
    - 12/19/22 for \$177,026.46
    - 12/18/22 for \$588,193.38
    - 01/04/23 for \$62,051.66

Commissioner Eddy made a motion to approve items 1-2 on the consent agenda. Commissioner Notah seconded the motion. Roll call - Motion carried.

Commissioner Notah said "Yes", Commissioner Baca said "Yes", Commissioner Eddy said "Yes", None - Opposed.

**PRESENTATIONS AND DISCUSSION ITEMS:** These items are placed on the agenda so that staff can give Commissioners updates on any information or receiving reports that needs to be shared; and those items from other organizations that are informational only and require no action.

1. **Public Hearing:** Second public hearing. Should the County adopt a local option ordinance. Ordinance giving a Income Tax Rebate to certain low-income property tax payers. Douglas Decker, County Attorney.

Public comments were invited, hearing none, Commissioner Baca stated that this presentation will be revisited in the year of 2025.

2. **Presentation:** Final Report on 2022 Gallup Inter-Tribal Ceremonial. Kyle Tom; Dudley Byerly, Ceremonial Board.

Dudley Byerly - Presented to the board of commissioners about the expense that covered the cost on the dance group(s)...such as hotel rooms and explained how they paid for the art show.

**Note:** this will also be the time for public comments regarding any item on the agenda.

**Public comments were called for with no response.**

**ACTION ITEMS:**

3. **REVIEW AND APPROVE:** Ordinances 2023-JAN-001 to 2023-JAN-007. Douglas W. Decker, County Attorney; Chris Muirhead, Bond Council.
  - a. 2023-JAN-001 Amending the dedication of a county local option Gross Receipts Tax Section4 of Ordinance 05-90-039.
  - b. 2023-JAN-002 Amending the dedication of a county local option Gross Receipts Tax Section4 of Ordinance MAY-04-094.
  - c. 2023-JAN-003 Amending the dedication of a county local option Gross Receipts Tax Section4 of Ordinance 08-83-011.
  - d. 2023-JAN-004 Amending the dedication of a county local option Gross Receipts Tax Section4 of Ordinance AUG-02-085.
  - e. 2023-JAN-005 Amending the dedication of a county local option Gross Receipts Tax Section4 of Ordinance AUG-02-084.
  - f. 2023-JAN-006 Amending the dedication of a county local option Gross Receipts Tax Section4 of Ordinance AUG-98-075.

- g. 2023-JAN-007 Amending the dedication of a county local option Gross Receipts Tax Section 4 of Ordinance AUG-98-074.

Commissioner Eddy made a motion to approve Ordinances 2023-JAN-001 to 2023-JAN-007. Commissioner Notah seconded the motion. Roll call - Motion carried.

Commissioner Eddy said "Yes", Commissioner Baca said "Yes", Commissioner Notah said "Yes", None - Opposed.

- 4. **REVIEW AND APPROVE:** Resolution No. JAN-23-003 Indigent health care assistance program rules & regulations and burial/cremation policy. Douglas W. Decker, County Attorney; Mari Clarke, Indigent Health Coordinator.

Commissioner Notah made a motion to approve Resolution No. JAN-23-003 Indigent health care assistance program rules & regulations and burial/cremation policy. Commissioner Eddy seconded the motion. Roll call - Motion carried.

Commissioner Notah said "Yes", Commissioner Baca said "Yes", Commissioner Eddy said "Yes". None - Opposed.

- 5. **REVIEW AND APPROVE:** Recommended award of contract for RFP 2023-01 to Greater Gallup Economic Development Services for economic services. Michelle Esquibel, Senior Procurement Buyer.

Commissioner Eddy made a motion to approve Recommended award of contract for RFP 2023-01 to Greater Gallup Economic Development Services for economic services. Commissioner Notah seconded the motion. Roll call - Motion carried.

Commissioner Notah said "Yes", Commissioner Baca said "Yes", Commissioner Eddy said "Yes". None - Opposed.

- 6. **REVIEW AND APPROVE:** The following DWI items. Denisse Riffle, Community Services Director.
  - a. Resolution No. JAN-23-004 to Authorize the County to submit and application to the Department of Finance and Administration, Local Government Division (DFA) to participate in the local DWI grant and distribution program.
  - b. Memorandum of Understanding with New Mexico Department of Finance and Administration to be submitted as part of the Distribution program application.

- c. Statement of Assurances to be submitted as part of the Distribution program application.

Commissioner Notah made a motion to approve the following DWI items a.) Resolution No. JAN-23-004, b.) Memorandum of Understanding with New Mexico Department of Finance and Administration to be submitted ad part of the Distribution program application. c.) Statement of Assurances to be submitted as part of the Distribution program application. Commissioner Eddy seconded the motion. Roll call - Motion carried.

Commissioner Eddy said "Yes", Commissioner Baca said "Yes", Commissioner Notah said "Yes". None - Opposed.

7. **REVIEW AND APPROVE:** Transfer of assets from McKinley County Road Department to Northwest New Mexico Solid Waste Authority (NWNMSWA) of an 1985 Case Super 580 Loader Backhoe. Rodney Skersick, Road Superintendent.

Commissioner Eddy made a motion to approve Transfer of assets from McKinley County Road Department to Northwest New Mexico Solid Waste Authority (NWNMSWA) of an 1985 Case Super 580 Loader Backhoe. Commissioner Notah seconded the motion. Roll call - Motion carried.

Commissioner Notah said "Yes", Commissioner Baca said "Yes", Commissioner Eddy said "Yes". None - Opposed.

8. **REVIEW AND APPROVE:** Appointees to committees and boards. Anthony Dimas Jr., County Manager.

Commissioner Notah made a motion to table the Appointees to committees and boards. Commissioner Eddy seconded the motion. Roll Call - Motion carried.

Commissioner Eddy said "Yes", Commissioner Baca said "Yes", Commissioner Notah said "Yes". None - Opposed.

9. **REVIEW AND APPROVE:** New Mexico Department of Finance Authority Agreement No. 22-ZG1016-56 for Law Enforcement Fund in the amount of \$281,250.00. Muriel Plummer, Grants Manager.

Commissioner Eddy made a motion to approve New Mexico Department of Finance Authority Agreement No. 22ZG1016-56 for Law Enforcement Fund in the amount of \$281,250.00. Commissioner Notah seconded the motion. Roll call - Motion carried.

Commissioner Notah said "Yes", Commissioner Baca said "Yes", Commissioner Eddy said "Yes". None - Opposed.

**Executive Session:** To discuss items under NMSA 1978 §10-15-1(H) of the Open Meetings Act.

1. Two (2) items under §(H)(7) threatened or pending litigation
  - a. Litigation concerns out of ADC
  - b. Opioid/legal action update
2. Action in open meeting if needed on any item listed above.

Commissioner Notah made a motion to go into executive session @ 10:33 am. Commissioner Eddy seconded the motion. Roll call - Motion carried.

Commissioner Notah said "Yes", Commissioner Baca said "Yes", Commissioner Eddy said "Yes". None - Opposed.

Commissioner Eddy made a motion to come out of executive session @ 11:08 am. Commissioner Notah seconded the motion. Roll call - Motion carried.

Commissioner Baca said "Yes", Commissioner Eddy said "Yes", Commissioner Notah said "Yes". None - Opposed.

Commissioner Baca stated that the only items discussed in the Executive session were as listed on the agenda. No action was taken in the closed session, and no action needed in Open session.

Announcement:

NM Legislative Conference is next week.

- **Regular Meeting Jan 24, 2023 at 9:00 am**
- **Regular Meeting Feb 03, 2023 at 9:00 am**


**ADJOURNMENT:** With no other business to come before the Board, Commissioner Notah made a motion to adjourn. Commissioner Eddy seconded the motion. Motion Carried.

Commissioner Notah said "Yes", Commissioner Eddy said "Yes", Commissioner Baca said "Yes". None - Opposed.

Meeting was adjourned at 11:09 A.M. on January 09, 2023



ROBERT BACA  
COMMISSIONER



WALT EDDY  
COMMISSIONER



DANIELLE NOTAH  
COMMISSIONER



Jaqueline K. Sloan  
McKinley County Clerk  
T. Becenti