

April 25, 2023
Regular Meeting

The Colfax County Board of Commissioners met on this date in Regular Session in the Commission Chambers with the following members present:

Si Trujillo, Chairman
Mary Lou Kern, Vice-Chairman - Via Electronic Device
Bret Wier, Member
Rayetta M. Trujillo, County Clerk
Monte Gore, County Manager

1. Call to Order

Chairman Wier called the meeting to order at 9:07 a.m.

2. Pledge of Allegiance

Chairman Wier led the Pledge of Allegiance.

3. Salute to the New Mexico Flag

Chairman Wier led the Salute to the New Mexico Flag.

4. Discuss/Action- Realignment of Chairmanship

Chairman Wier stated this item is going to be a challenging topic and thinks the commission should get through the rest of the agenda before addressing it. Chairman Wier made a motion to have this item be moved to follow item 18. The motion died due to the lack of a second. Commissioner Trujillo made a motion stating to promote the best interest of Colfax County that a change is looked at for in the Chairmanship that he nominated himself as the Chairman and Commissioner Kern as the Vice-Chairman. Commissioner Kern seconded the motion. Chairman Wier asked for a roll call vote, the Clerk polled the Commissioners. Commissioner Kern – aye, Commissioner Trujillo – aye, and Chairman Wier – Nay. The motion carried 2-1.

5. Approve Agenda

Chairman Trujillo asked if there were any changes to the agenda. Manager Gore stated he would like to strike item 9. Presentation – YES Program and Health Council Fact Sheet Update, Item 11. Discuss/Action – Joint Powers Agreement Between Colfax County and The Town of Springer, Provide Animal Shelter Facility Within the Boundaries of The Town of Springer, and Item 17. Discuss- Quarterly Department Updates. Commissioner Kern made a motion to approve the agenda as amended. Chairman Trujillo seconded the motion. Chairman Trujillo asked for a roll call vote, the Clerk polled the Commissioners. Commissioner Kern – aye, Commissioner Wier – aye, and Chairman Trujillo – aye. The motion carried unanimously.

6. Approve Regular Meeting Minutes for April 11, 2023

Chairman Trujillo asked if the Commissioners had any comments or corrections on the Regular Meeting Minutes for April 11, 2023. Commissioner Kern made a motion to approve the Regular Meeting Minutes for April 11, 2023, as presented. Chairman Trujillo seconded the motion. Chairman Trujillo asked for a roll call vote, the Clerk polled the Commissioners. Commissioner Kern – aye, Commissioner Wier – aye, and Chairman Trujillo – aye. The motion carried unanimously.

7. Recognize Visitors

Others present: Sara Torres, Amadeo Soto, Diane Dixon, Peter Freimanis, John Valdez, Mark Manley, Chris Schear, Jimmy Grant, Lydia Garcia, Alfonso Ortiz, Boe Lopez, Ambrosia Trujillo, Ferdinand Garcia, Virginia Stroh, Tabitha Avitia, Rob Morper, Nick Cardenas, and Todd Tatum.

8. Public Comment

Chairman Trujillo asked if there were any requests or responses from the audience on anything that was not on the agenda. Lydia Garcia stated she sent an email to the Commissioners and is waiting for the check to be issued from the County Manager's Office so she can pay the entities that were affected by the tax issue. Manager Gore stated the check is already issued and it would be given to her later in the day.

9. Presentation – YES Program and Health Council Fact Sheet Update, Ashley Vigil

This item was stricken under item # 5.

10. Discuss/Action – Indigent Care Claims

Tabitha Avitia stated there was one claim submitted, which did not meet the guidelines as the claim was over 90 days and requested the Indigent Care Claim be denied. Chairman Trujillo made a motion to deny the Indigent Care Claims as presented. Commissioner Kern seconded the motion. Chairman Trujillo asked for a roll call vote, the Clerk polled the Commissioners. Commissioner Kern – aye, Commissioner Wier – aye, and Chairman Trujillo – aye. The motion carried unanimously.

11. Discuss/Action – Joint Powers Agreement Between Colfax County and The Town of Springer, Provide Animal Shelter Facility Within the Boundaries of The Town of Springer

This item was stricken under item # 5.

12. Discuss/Action – Lease Agreement/Professional Services Agreement Between Colfax County and Golden Spread Rural Frontier Coalition

Diane Dixon stated Ferdinand would not be here until about 10:00 a.m. and requested this item be discussed when he was at the meeting. Commissioner Wier made a motion to table #12 until Ferdinand got to the meeting. Commissioner Kern seconded the motion. Chairman Trujillo asked for a roll call vote, the Clerk polled the Commissioners. Commissioner Kern – aye, Commissioner Wier – aye, and Chairman Trujillo – aye. The motion carried unanimously.

13. Discuss/Action – Professional Services Contract Between Colfax County DWI Program and Concha Montano, Montano Concha Consulting

Ambrosia Trujillo, DWI Coordinator, stated this Contract is for Concha Montano who is an evaluator for the prevention and compliance of the program. Commissioner Kern made a motion to approve the Professional Services Contract Between Colfax County DWI Program and Concha Montano, Montano Concha Consulting. Chairman Trujillo seconded the motion. Chairman Trujillo asked for a roll call vote, the Clerk polled the Commissioners. Commissioner Kern – aye, Commissioner Wier – aye, and Chairman Trujillo – aye. The motion carried unanimously.

14. Discuss/Action – Property Use and Liability Insurance Agreement Between Colfax County and The Village of Angel Fire for Balloons Over Angel Fire

Chairman Trujillo stated this is done annually. Commissioner Kern made a motion to approve the Property Use and Liability Insurance Agreement Between Colfax County and The Village of Angel Fire for Balloons Over Angel Fire. Chairman Trujillo seconded the motion. Chairman Trujillo asked for a roll call vote, the Clerk polled the Commissioners. Commissioner Kern – aye, Commissioner Wier – aye, and Chairman Trujillo – aye. The motion carried unanimously.

15. Discuss/Action – RFP 2023-01, Air Service Operator for Colfax County Airport

County Manager Gore stated he was directed by Commissioner Wier to go out for RFP for an Air Service Operator for the Colfax County Airport. Chairman Trujillo asked which call sign would be used for the Airport. Virginia Strohm stated the KAXX call sign would be used. Commissioner Wier made a motion to approve RFP 2023-01 for Air Service Operator for Colfax County Airport. Commissioner Kern seconded the motion. Chairman Trujillo asked for a roll call vote, the Clerk polled the Commissioners. Commissioner Kern – aye, Commissioner Wier – aye, and Chairman Trujillo – aye. The motion carried unanimously.

16. Discuss/Action – Approval of ARPA Funds, Digitizing of County Records

Peter Freimanis from Terralogic Document Systems stated that they were asked to provide services for most of the County Departments and those services include paper and film digitization, software, and scanners to continue digitizing documents going forward. Mr. Freimanis stated this is going to be a modernization of your county system in terms of how the County delivers information services to your constituents and this is a one and done situation and there is little ongoing future cost. Commissioner Wier asked what the total cost was. Mr. Freimanis stated it was \$1.75 million. Commissioner Wier asked if this was just to scan the records and put them on a hard drive and create microfiche. Mr. Freimanis stated that the request was for scanning all paper records, software, scanners, microfiche backup, and film back up. Commissioner Wier asked County Clerk Trujillo why there was a need for microfiche and film backup. County Clerk Trujillo stated that for example if there was a fire or if it is mandated by the Court to have a back-up of probate records or if there was no internet access or access to look at the documents there would be a backup which would be stored at a different location, so there would be a copy the County

records stored off site. County Clerk Trujillo stated that she already pays for microfiche for her office, and they have discussed doing away with the microfiche but keeping the film backup. Commissioner Wier asked what the cost would be without the microfiche. Clerk Trujillo stated that it would save \$364,000.00. Mr. Freimanis stated that according to New Mexico State law, counties are not allowed to get rid of their files if they do not have a microfilm backup. Clerk Trujillo stated that there was discussion about the price for the scanners and they believe there is money in every department's budget to purchase their own scanners so that would save on some of the cost. County Clerk Trujillo mentioned that they are looking at taking back the unspent ARPA funds as a condition of the debt ceiling agreement. Commissioner Wier stated that the unspent ARPA final rules state that we have until 2026 to use the money. Chairman Trujillo stated that the National Association of Counties sent out an email asking counties to reach out to their Senator and Representatives on the Federal level to keep the ARPA funds where they are at if they are not spent. Commissioner Wier suggested that this be incorporated into the budget process. Commissioner Kern stated that they have talked about this extensively for the last six weeks and she agrees they do not need to do the microfiche and the department heads have figured out a way to pay for the scanners and she would be in favor of just going forward and incurring and not to exceed \$1.5 million at this time. Commissioner Wier made a motion to postpone and include this in the budgeting process. The motion died for lack of second. Commissioner Kern made a motion to incur up to \$1.5 million of ARPA funds for the digitization of county records. Chairman Trujillo seconded the motion. Chairman Trujillo asked for a roll call vote, the Clerk polled the Commissioners. Commissioner Kern – aye, Commissioner Wier – nay, and Chairman Trujillo – aye. The motion carried 2 to 1.

12. Discuss/Action – Lease Agreement/Professional Services Agreement Between Colfax County and Golden Spread Rural Frontier Coalition

Commissioner Kern made a motion to remove the Lease Agreement/Professional Services Agreement Between Colfax County and Golden Spread Rural Frontier Coalition from the table. Commissioner Wier seconded the motion. Chairman Trujillo asked for a roll call vote, the Clerk polled the Commissioners. Commissioner Kern – aye, Commissioner Wier – aye, and Chairman Trujillo – aye. The motion carried unanimously.

Ferdinand Garcia stated they have a problem in Clayton trying to find help. Ferdinand stated he will need the County to help with advertising and giving out applications. Mr. Garcia stated they would need three people – one dispatcher which would make \$22,000.00 a year and two drivers who would be paid \$12.50 per hour. Mr. Garcia stated the individuals would need background checks and to be drug tested and he needs the County to do the advertising and help with the hiring of the people. Mr. Garcia also stated he is also going to need help with obtaining money so they can buy some new cars outright instead of having to order them. Mr. Garcia asked the Commissioners to talk to the NRA and Philmont Scout Ranch to see if they could donate money for vehicles. Chairman Trujillo stated they could make introductions and they were there to discuss the lease agreement only. Commissioner Kern stated this has been in the works since 2019 and she is very much in favor of the agreement. Commissioner Kern made a motion to approve the Lease Agreement/Professional Services Agreement Between Colfax County and Golden Spread Rural Frontier Coalition. Chairman Trujillo stated he would like to have line 16 removed from the Agreement, which talks about electric meters and the utilities being placed in their name and they will pay all the deposits, but that section is not needed because the County is providing the utilities. Commissioner Kern made a motion to approve the agreement striking line 16 out of the agreement. Commissioner Wier asked if legal counsel approved of the strike. Chairman Trujillo stated it was not. County Attorney Roh stated he did not see a legal issue with the removal of the section, as they agreed to provide in-kind services and provide a report to make sure there are no anti-donation issues. Commissioner Wier seconded the motion striking line 16. Chairman Trujillo asked for a roll call vote, the Clerk polled the Commissioners. Commissioner Kern – aye, Commissioner Wier – aye, and Chairman Trujillo – aye. The motion carried unanimously. Commissioner Wier made a motion to approve the Lease Agreement/Professional Services Agreement Between Colfax County and Golden Spread Rural Frontier Coalition as amended. Commissioner Kern seconded the motion. Chairman Trujillo asked for a roll call vote, the Clerk polled the Commissioners. Commissioner Kern – aye, Commissioner Wier – aye, and Chairman Trujillo – aye. The motion carried unanimously.

17. Discuss- Quarterly Department Updates

This item was stricken under item # 5.

18. Commissioners' Docket

Commissioner Wier did not have a report.

Commissioner Kern did not have a report.

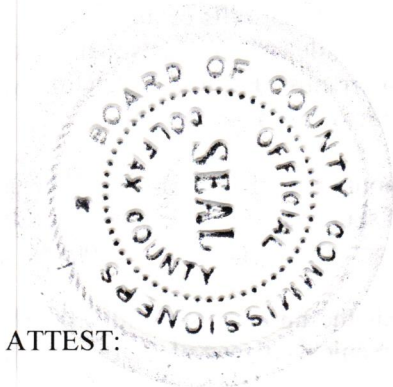
Chairman Trujillo stated that he toured the Kearney School and the Santa Fe Community College, and it was very informative, and they intend to partner together. Chairman Trujillo stated that he attended a Raton Town Hall and gave an update on the County and encourage the residents to attend the County meetings and to reach out to the Commissioners at any time. Commissioner Trujillo stated that he has been in talks with Teresa Leger Fernandez's office to try and track down the Infrastructure and Jobs Act Funding and he is trying to get funds for Colfax County and they directed him to the former Mayor of Albuquerque Martin Chavez. Chairman Trujillo stated Mr. Chavez has been very helpful and he has offered to help us out and he has offered to help with getting free EV chargers and stated DFA would write the grant and they would provide the matching funds for the Federal money, and they would provide EV chargers for the County. Chairman Trujillo spoke of other infrastructure including the Angel Fire Airport, Broadband and other needs. Chairman Trujillo asked Manager Gore if anyone is going to attend the New Mexico Aviation Conference in Ruidoso and thinks Colfax County should be represented. Manager Gore stated that he would check his schedule to see if he could attend.

19. Managers' Docket

Manager Gore thanked the IT Department and the Maintenance Department for their hard work on getting the acoustics and sound absorbers in the Commission Chambers set up. Manager Gore thanked County Clerk Trujillo for her hard work and efforts with the digitization of the County records. Manager Gore thanked all the Fire Departments that helped with the recent fires in the area.

20. Adjourn

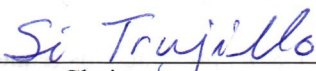
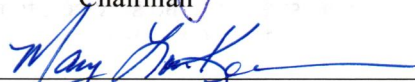

Commissioner Kern made a motion to adjourn. Commissioner Trujillo seconded the motion. Chairman Wier asked for a roll call vote, the Clerk polled the Commissioners. Commissioner Kern – aye, Commissioner Trujillo – aye, and Chairman Wier – aye. The motion carried unanimously. The meeting was adjourned at 10:06 a.m.



ATTEST:


Clerk of the Board

COLFAX COUNTY BOARD COMMISSIONERS


Chairman

Vice-Chairman

Member