

## REGULAR MEETING

July 11, 2023

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  
Bret Wier, Member  
Rayetta M. Trujillo, County Clerk  
Monte Gore, County Manager - Absent

### 1. Call to Order

Chairman Trujillo called the meeting to order at 9:00 a.m. Chairman Trujillo stated the County Manager was out of the office today and that County Attorney Jun Roh would be in attendance.

### 2. Pledge of Allegiance

Commissioner Wier led the Pledge of Allegiance.

### 3. Salute to the New Mexico Flag

Commissioner Kern led the Salute to the New Mexico Flag.

### 4. Approve Agenda

Chairman Trujillo asked that Item #13 - Claim of Exemption #13, Randolph Cruz, and Elizabeth Lopez be postponed. Commissioner Kern made a motion to approve the agenda as amended postponing Item #13 - Claim of Exemption #13, Randolph Cruz, and Elizabeth Lopez. 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.

### 5. Approve Regular Meeting Minutes for June 28, 2023

Chairman Trujillo asked if the Commissioners had any comments or corrections on the Regular Meeting Minutes for June 28, 2023. Commissioner Kern made a motion to approve the Regular Meeting Minutes for June 28, 2023, as presented. 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.

### 6. Recognize Visitors

Chairman Trujillo thanked everyone for attending the meeting. Others present: Sara Torres, Todd Tatum, Leonard Baca, Timothy Martinez, Rob Morper, Tina Colangelo, Joana Apodaca, Glen Stevens, Amadeo Soto, Virginia Strohm, Tabitha Avitia, Roy Fernandez, Kate Zeigler, Tammy Brandfas, Regina Slade, Diane Garcia, Kalynn Salazar, Adrian Perez, Roger Smith, Debbie Ortiz Jun Roh and Kimberly Davis.

### 7. Public Comment

Chairman Trujillo asked if there were any requests or responses from the audience on anything that was not on the agenda. County Clerk Rayetta Trujillo thanked Julie from the Solid Waste Department and Fire Marshal Nick Cardenas for their assistance with unloading the Voting Machines delivered last Thursday.

### 8. Presentation – Colfax County Groundwater Project, Zeigler Geologic Consulting, LLC, Kate Zeigler Ph. D., CPG

Kate Zeigler Ph. D., CPG, gave a presentation on Ground Water and the wells around the County. She also spoke on various aquifers in the County and noted on the rate which water was used and how long it was taking to replace the water used in the wells. Commissioner Kern thanked Dr. Zeigler for all the work she has done in the past and the work she is currently doing. Commissioner Wier asked if she was working with Angel Fire and Eagle Nest as they do not have surface water, as they provide their water through wells. Mayor Boe Lopez stated he is in support of this project. Chairman Trujillo also stated he is in support of this project. Ms. Zeigler stated she was going to have a meeting in Eagle Nest and invited Commissioner Wier to attend.



9. Discuss/Action – Dispatch Agreement Between the City of Raton and Colfax County

Virginia Strohm and Sheriff Leonard Baca presented the Dispatch Agreement to the Commission. Virginia stated the Agreement increased to \$75,000.00. Sheriff Baca stated he was not sure how the city came to this amount, and he would speak to the Head Dispatcher and try to get the breakout as there was nothing attached. Commissioner Wier stated this would have to go out for RFP with that amount. Commissioner Kern recommended getting an extension of the old Agreement. After further discussion, Chairman Trujillo made a motion to postpone the Dispatch Agreement Between the City of Raton and Colfax County. 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.

10. Discuss/Action – Amended Professional Services Agreement Between County of Colfax and M.R.S. Monitoring and Recovery Services

Virginia Strohm stated this was brought to the last meeting, but changes were made, and she had the County Attorney review the changes, which were they do not drug test and they don't call the detention if a violation has occurred, they notify the Court and District Attorney. Commissioner Kern made a motion to approve the Amended Professional Services Agreement Between County of Colfax and M.R.S. Monitoring and Recovery Services. 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.

11. Discuss/Action – Award RFB 2023-05, Apron Pavement Seal and Markings

Virginia Strohm stated one bid was received which was over the price of the Grant. Mike Provine stated he is going back to the FFA to ask for more funding. Chairman Trujillo made a motion to award the RFB to American Road Maintenance Inc., contingent upon the approval of the additional funding. 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.

12. Discuss/Action – Colfax County YES Program- FY 2024 ECECD SOW Home Visiting Program

Debbie Ortiz presented this agreement to the Commission. Debbie stated it is done every year. Chairman Trujillo stated he would like to see this program advertised more. Commissioner Kern made a motion to approve the Colfax County YES Program- FY 2024 ECECD SOW Home Visiting Program. 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.

13. Discuss/Action – Claim of Exemption #13, Randolph Cruz, and Elizabeth Lopez

This Item was postponed under approval of the agenda.

14. Discuss/Action – Appoint Road Review Committee for Abandonment of Road, Section of 7th Street, 6th Street, and 41 Avenue, Within Southwest Quarter of Section 2, Township 30 North, Range 23 East, Lee Dixon, and Alexis Dixon

Tabitha Avitia stated she this vacation of the road is for Lee Dixon and Alexis Dixon. Tabitha stated she has contacted the neighbors and they are not opposed to the vacation. Tabitha stated the Sheriff will serve the Warrants for Jake & Terrin Gass, Donny & Dolores Fernandez, and Fred Parker, Jr., and they all have agreed to sit on the Committee. Commissioner Kern made a motion to Appoint Road Review Committee for Abandonment of Road, Section of 7th Street, 6th Street, and 41 Avenue, Within Southwest Quarter of Section 2, Township 30 North, Range 23 East. 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.

15. Discuss/Action – Ratification of Letter of Support for EDA Grant Application, Raton, NM Film Studio and Education Center (Disaster 2023)

Chairman Trujillo stated this was the letter of support for the NM Film Studio and Education Center that Commission signed. Commissioner Kern made a motion to approve the Ratification of the Letter of Support for EDA Grant Application, Raton, NM Film Studio and Education Center (Disaster 2023). Commissioner Wier seconded the motion. Chairman Trujillo asked for a roll call vote, the Clerk polled

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the Commissioners. Commissioner Kern – aye, Commissioner Wier – aye, and Chairman Trujillo – aye. The motion carried unanimously.

16. Discuss/Action – Request for Promotional and non-Promotional Funding, Colfax County Fair Association

Tina Colangelo, Lodger's Tax Clerk stated this request is for advertising for the Colfax County Fair. Tina stated there were concerns if the fairgrounds was located within the Town limits. Mayor Lopez stated as far as he knows the Fair Grounds are in the unincorporated area. Commissioner Wier asked Clerk Trujillo if she knew if the property was in the unincorporated area and she stated that information would need to come from the Assessor's Office. Commissioner Kern made a motion to approve the Request for Promotional and non-Promotional Funding, Colfax County Fair Association, pending the research is completed, that the Fair Grounds are in the unincorporated area. 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.

17. Discuss/Action – Request for Promotional and non-Promotional Funding, RMRA Raton Supercross 2023

Tina Colangelo stated this is for the motor cross. Commissioner Kern made a motion to approve the Request for Promotional and non-Promotional Funding, RMRA Raton Supercross 2023. 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.

18. Discuss/Action – Request for Promotional Funding, Colfax Tavern, Honkytonk Hodgepodge 2023

Tina Colangelo stated this is for radio advertising and posters advertising the event. Commissioner Kern made a motion to approve the Request for Promotional Funding, Colfax Tavern, Honkytonk Hodgepodge 2023. 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.

19. Discuss/Action – Request for Promotional Funding, Blu Dragonfly Brewing LLC, Annual Car, and Swap Meet

Tina Colangelo stated that the application is complete, and they are requesting \$8,000.00. Commissioner Kern stated that she thought they were part of the City of Raton annexation. Tina stated that she checked with the Assessor and mapping, and they are outside of city limits. Commissioner Wier made a motion to approve the Request for Promotional Funding for the Blu Dragonfly Brewing LLC, Annual Car, and Swap Meet. 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.

20. Discuss/Action – Resolution 2023-21, County Cooperative Agreement Between NM Department of Transportation and Colfax County, Control #L400623

Road Superintendent Glen Stevens stated that this is an annual agreement. Commissioner Trujillo asked what the project is for. Glen stated that it is for local government road funding. Commissioner Kern stated that these agreements are done annually, and funding is provided by the State. Commissioner Kern made a motion to approve Resolution 2023-21 County Cooperative Agreement Between NM Department of Transportation and Colfax County, Control #L400623. 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.

21. Discuss/Action – Resolution 2023-22, County Cooperative Agreement Between NM Department of Transportation and Colfax County, Control #L400630

Commissioner Kern made a motion to approve Resolution 2023-22 County Cooperative Agreement Between NM Department of Transportation and Colfax County, Control #L400630. 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.



22. Discuss/Action – Resolution 2023-23, County Cooperative Agreement Between NM Department of Transportation and Colfax County, Control #L400637

Commissioner Kern made a motion to approve Resolution 2023-23 County Cooperative Agreement Between NM Department of Transportation and Colfax County, Control #L400637. 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.

23. Commissioners' Docket

Commissioner Kern did not have a report.

Commissioner Wier asked for an update on the Commercial Flight grant. Joana stated that she would talk about it in the Manager's Docket. Commissioner Wier stated that if there were any vendors that wanted to participate in the Cimarron Watershed Alliance thinning project, they should contact Rick Smith as soon as possible because they are going to start the project next month and there is a registration process that must be done first.

Commissioner Trujillo stated that he met with Scott Berry, and he informed him that they used the \$40,000.00 funding from the County for a new ambulance. Commissioner Trujillo stated that the City of Raton had a successful balloon rally. Commissioner Trujillo stated that the Solar Farm panels are up and the project is almost complete.

24. Managers' Docket

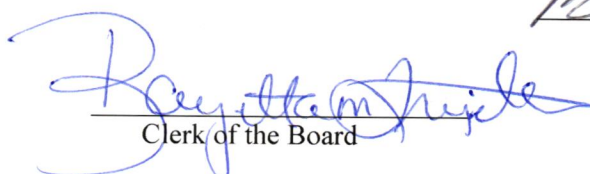
Joana Apodaca, Financial Specialist stated that she would be doing the Manager's Docket report in absence of Manager Gore. Joana stated that there are two students participating in the NMPED internship program in the Managers office and they can be utilized by any of the offices in the building and their names are Kalynn Salazar and Adrian Perez and they will be here for six weeks. Joana stated that there is going to be a meeting tomorrow with Mr. Ober from Advance Air to discuss the need for air services at the Angel Fire airport and to discuss the procedures for the grant application. Commissioner Wier asked if there was going to be a signed contract with this vendor that's going to be contingent on the grant. Joana stated that it was going to be discussed at the meeting. Joana stated that Manager Gore contacted the owner of the cannabis grow facility in Black Lake to cease activity until proper procedures and permits had been attained. Joana stated that the owner has currently paid all necessary fees and submitted all documents except for the indemnification agreement. Joana stated the Fire Marshall completed his inspection and everything is satisfactory, and he is also in compliance with the State regulations for the building of the green house. Joana stated that Tri-state is putting bear proof lids on the dumpsters and have returned to their regular schedule. Joana stated that the past due solid waste statements are being mailed out. There was discussion of the solid waste issues in Black Lake.

25. Adjourn

Commissioner Kern made a motion to adjourn. 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. The meeting was adjourned at 10:30 a.m.



ATTEST:

  
Clerk of the Board

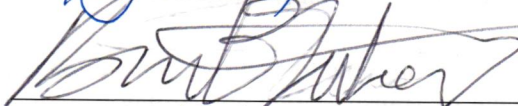
COLFAX COUNTY BOARD COMMISSIONERS



Chairman



Vice-Chairman



Member