

## REGULAR MEETING

April 12, 2016

The Colfax County Board of Commissioners met on this day in regular session at the Village of Eagle Nest with the following members present:

William E. Sauble, Chairman  
James Landon Newton, Vice-Chairman  
Roy P. Fernandez, Commissioner

Also present were: Rebecca Hoy, County Clerk; Robin Blair, County Attorney; and Mary Lou Kern, County Manger.

### 1. Call to Order

Chairman Sauble called the meeting to order at 10:03 a.m.

### 2. Pledge of Allegiance

County Manager Kern led the Pledge of Allegiance.

### 3. Salute to the New Mexico Flag

Commissioner Newton led the Salute to the New Mexico Flag.

### 4. Approve Agenda

County Manager Kern stated changes to the agenda include the following items: Move Items #20 and #21 after Item #9 and Table Item #23.

Commissioner Fernandez made a motion to approve the agenda moving Items #20 and #21 after Item #9 and table Item #23. Commissioner Newton seconded the motion. The motion carried unanimously.

### 5. Approve Regular Meeting Minutes for March 22, 2016, Workshop Minutes for March 22, 2016, Special Meeting Minutes March 28, 2016.

No changes to the minutes at this time.

Commissioner Newton made a motion to approve the Regular Meeting Minutes for March 22, 2016, Workshop Minutes for March 22, 2016 and the Special Meeting Minutes for March 28, 2016. Commissioner Fernandez seconded the motion. The motion carried unanimously.

### 6. Recognize Visitors

Rick Sinclair, Sheriff's Office; Jonni Valdez- Silva, Assistant County Manager; Linda Gallegos, Assessor; Kathy Trujillo, Colfax Treasurer; Richard Johnson; Richard Cordova, Mayor of Eagle Nest; Chuck Howe; Mary Bergland; Isaac Lujan; Charles Fredo; Bennie Grine; Donald Avila; Jose Sanchez; Ron Anderson; Bob Coss; Rick Tafoya; Fox Guinn; Donna Guinn; Barbara Cottom, Mayor of Angel Fire; Bill Lowery; Bill Norris; Tim Hagaman; Rogers Lanon; Stan Harrell; Paul Cassidy; and Daniel Alsup.

### 7. Public Comment

Rebecca Hoy, County Clerk, stated that the Clerk's Office will be traveling to the schools in the county to register the young adults that are 17 years olds to vote in the Primary Election that will turn 18 years old before the General Election. The office staff will be conducting the

Election Schools for the Primary Elections. Early voting will begin May 10<sup>th</sup> and on May 11<sup>th</sup> the SOS will be at the Clerk's Office for training for the canvassing for the Commissioners.

8. Discuss/ Approve – PILT Memorandum of Understanding between Colfax County and Sandia Pueblo

The Pueblo of Sandia owns approximately 15,775 acres of land now known as "Bobcat Ranch". The Pueblo is planning to submit an application to the United State Department of Interior, Bureau of Indian Affairs (BIA) to have the Ranch taken into trust in accordance with federal law and regulations. The Pueblo has requested that the County support its application and continue to provide County Services to the Ranch after it has been taken into trust by the BIA. The County is willing to support and continue providing services to the Ranch provided the Pueblo agrees to make annual payments in lieu of taxes to the County. The Pueblo and County agree that on or before January 15<sup>th</sup> of each calendar year following the date upon which the Ranch is taken into trust, the Pueblo shall make a payment in lieu of taxes (PILT) to the County of all taxes, assessments, levies, etc., which the County could otherwise impose or assess on the Pueblo if it was not held in federal trust. The amount of the PILT to be made by the Pueblo shall initially be \$18,100.00 for the first year, which the amount shall increase or decrease every other year thereafter using the Consumer Price Index (CPI) for Denver, CO. The County shall distribute the PILT payments made by the Pueblo to the following entities in the following manner:

- a. Colfax General Fund 47%
- b. Southwest Colfax County Hospital District 25%
- c. Cimarron School District 28%

Commissioner Newton made a motion to approve the PILT Memorandum of Understanding between Colfax County and Sandia Pueblo. Commissioner Fernandez seconded the motion. The motion carried unanimously.

9. Discuss/Action- Approve Expenditures

Chairman Sauble stated that the budget is at 24% and that is where we need to be for the year and nothing further needed to be discussed.

Chairman Sauble made motion to approve Expenditures. Commissioner Newton seconded the motion. The motion carried unanimously.

20. Discuss/Action – Memorandum of Understanding between Town of Springer and Colfax County for Fiscal Agent for Capital Outlay App. 15-0746 Springer Electrical Substation Upgrade

Shawn Jeffrey, Town of Springer Clerk, stated that the purpose of this agreement shall be for Colfax County to provide fiscal agent services in connection with funding for capital outlay projects as appropriated by the New Mexico Legislature for utilization by the Town of Springer to include those projects specifically appropriated for the project of Electrical Substation Upgrade in the amount of \$35,000.00. Colfax County's services in support of the Electrical Substation shall be to provide the overall fiscal agency services associated with certain projects.

The Town of Springer understands it remains ultimately responsible for executing and complying with all applicable laws and regulations and grant agreement requirements such as flow down provisions, executing procurement responsibilities and subcontractor management, as well as project, grant, and financial management, including Capital Project Management System, quarterly, final, and other reporting.

Ms. Jeffrey stated that on the second page the percentage was 6% of the \$35,000.00 and the amount showing was \$3,500.00 that is 10% and she is not sure what the correct amount is. Also if she is doing all the work why is the county going to charge the Town of Springer a fee for the services that she is doing all the work for.