



BOARD OF COUNTY COMMISSIONERS OF MORA COUNTY

Special Meeting May 30, 2024

1. Call to Order

Commissioner George A. Trujillo called the meeting to order at (time was not captured; meeting was scheduled to commence at 8:15 a.m.)

2. Pledge of Allegiance and Salute to the Flag of the State of New Mexico

All in attendance recited the Pledge of Allegiance and saluted the Flag of the State of New Mexico.

3. Roll Call

Deputy Clerk Vivian Trujillo polled the board.

Commissioner George A. Trujillo – Present

Commissioner John H. Trujillo – Present

Commissioner Veronica M. Serna – Present

4. Approval of Agenda

Attorney Ernestina Cruz recommended approval of the agenda.

Commissioner J. Trujillo made a motion to approve the agenda.

Commissioner V. Serna seconded the motion. *All in favor. Motion carried.*

5. Discussion: Update by Thompson Consulting regarding Disaster Recovery SB6 Projects

Attorney Cruz stated Britt Strottman, who works with Singleton Schreiber had a prior commitment and she was not going to be able to attend today's meeting. My recommendation before the conclusion of the meeting is that you go into recess until Monday, at four o'clock and then get back to some of these items that are going to be reserved for discussion on Monday. I would say that number five would be one of those items as would be number six and number ten.

6. Discussion/Action: Approval of Minutes- 6(a) April 30, 2024 (Budget Work Session); 6(b): May 6, 2024 (Special Meeting), and 6(c): May 16, 2024 (Regular Meeting)

Item 6 was tabled until June 3, 2024, no further discussion as of May 30, 2024.

7. Discussion/Action: Resolution Approving Fiscal Year 2025 Budget

Mr. Baquera Mora County CFO stated I am here seeking approval of the FY 25 budget. It needs to be submitted to DFA by June 1.

Manager Joseph Garcia recommended approval of the Fiscal Year 2025 Budget.

Commissioner J. Trujillo made a motion of approval.

Commissioner V. Serna seconded the motion. (Discussion took place before the final motion was made)

Attorney Cruz stated looking at last year's agenda, as Stephanie pointed out that there had not been a resolution, I do believe that it is best practice, that you adopt a resolution when you're going to send this up to DFA as an interim budget. So, you now have the best practice in play and it'll be utilized in future

years as well. It's something that I discussed with the Manager, Stephanie, and also Mr. Baquera. This is a good template for the finance office to use in future.

Commissioner V. Serna stated is this the format that DFA is expecting?

Mr. Baquera stated I am not sure; the Attorney came up with the format.

Commissioner V. Serna stated not as the resolution but a budget.

Mr. Baquera stated I have Triadic working on loading that budget into Triadic and then having Triadic change it into the State format.

Attorney Cruz stated the reason why tomorrow's date is important is because June 1 is the deadline to submit the interim budget to DFA for approval. Mr. Baquera and his office certainly are to be credited, stepped into this new role, became familiarized with all of the offices and departments and was able to produce a budget in short order.

Commissioner V. Serna stated I do want to ask and I do commend you for this. You've done a very good job in trying to catch up and keep up. I was noticing workers comp, the workers comp premium under the 400. Is that for the entire county?

Mr. Baquera stated yes, because all of the benefits get paid out of the Commissioners.

Commissioner G. Trujillo stated *All in favor. Motion carried.* (See motion above before discussion took place)

8. Discussion/Action: Approval of Expenditure and Budget Report (Tabled on 5/16/2024)

Attorney Cruz stated you will recall at the May 16, 2024, regular meeting, Mr. Baquera presented the expenditure and budget report. You all did not make the final vote because there were some questions that were raised by some members of the Commission, so this item was included for today's meeting for your consideration and approval.

Mr. Baquera stated the difference between this report and the one that was given to you earlier, this now includes payroll. It gives you the total picture for the month, the prior one does not include payroll. The one prior was like \$600,000. This one's almost a million dollars in payroll. Now, there isn't no missing checks.

Commissioner V. Serna stated I think it's very important that the Commission approve a true expenditure report, and this is a true expenditure report.

Manager Garcia recommended approval.

Commissioner J. Trujillo made a motion of approval.

Commissioner V. Serna seconded the motion. (Discussion took place before the final motion was made)

Commissioner V. Serna stated Mr. Garcia approved an invoice for Tina. That concerns me. Tina, I don't know if there's an explanation for this, but it's an incomplete invoice. It doesn't have the supporting documentation. It says invoice number 37 for \$27,585. With no detail.

Attorney Cruz stated the supporting information is available and I can get it to you today.

Commissioner V. Serna stated I think they should have it in the finance office. The other question I had was it says invoice number 37. I would have assumed it was a current invoice, however, in the month of May you also submitted another invoice number 37. In the amount of \$26,000. This one is detailed, and this one reflects the work you did in October.

Attorney Cruz stated that was a software error; the numbering was off, but we can correct them. It is easily corrected; I apologize for that.

Commissioner V. Serna stated just make sure to get this because it can become a procurement issue. I mean it's being approved but what is being approved, we really don't know.

Attorney Cruz stated sure, and I apologize for that oversight and it's something that I have addressed with the Manager and Seferina now and it'll be corrected.

Commissioner G. Trujillo stated *All in favor. Motion Carried.* (See motion above before discussion took place)

9. Discussion/Action: Approval of Resolution regarding Budget Adjustment Request (Tabled on 5/16/2024)

Mr. Baquera stated it is a budget request for the rundown for May's interest and the SB6 loan for \$180,543.29.

Manager Garcia recommends approval of resolution.

Commissioner J. Trujillo made a motion for approval.

Commissioner V. Serna seconded the motion.

Commissioner V. Serna stated I just want to ask other contractual services increase. What specifically is that for?

Mr. Baquera stated we are getting another P.O. for the vector truck. We are waiting for the attorney to give us all her invoices so we can pay that off. I can get a list for you if you want.

Commissioner G. Trujillo stated *All in favor. Motion carried.*

10. Discussion/Action: Resolution Approving Donation by MCSO of Conex Box to the Village of Wagon Mound (Similar Item Tabled on 5/16/2024)

Attorney Cruz stated there's no need to table item 10. I would recommend per section 10-15 -1(E) the Open Meetings Act that the County Commission entertain a motion to recess and to reconvene its meeting on Monday at four o'clock. The location of the meeting will be in the Commission Chambers. Following your vote, should it be the pleasure of the Commission to recess, Stephanie will immediately post a notice of the date, time and place for the reconvene meeting, and you will get back together on Monday at four o'clock to consider the items that appear on the agenda. There will be no additional items that will be added.

Commissioner J. Trujillo made a motion.

Commissioner V. Serna seconded the motion.

Attorney Cruz stated I would just add that the primary topics of concern for purposes of today were the budget because it needs to be approved and submitted before June 1 and you've taken care of that and also addressing the expenditure budget report. So those items have been addressed and the other items will be ready for your consideration on Monday and include all of the remaining items.

Commissioner J. Trujillo made a motion to enter recess.

Commissioner V. Serna seconded the motion. *All in favor. Motion carried.*

The Commission entered recess at 8:37a.m until Monday June 3, 2024.

(Meeting reconvened on June 3, 2024 – 4:00 p.m.)

Commissioner G. Trujillo entertained a motion to reconvene the May 30 meeting.

Commissioner V. Serna made a motion to reconvene.

Commissioner J. Trujillo second the motion. *All in favor. Motion carried.*

Item 5 Update by Thompson Consulting regarding Disaster Recovery SB6 Projects (tabled at May 30 special meeting will now be discussed)

Johnathan Clark stated we are currently working on five projects. In the Senate Bill 6 bucket that are moving their way through the process. These five projects will make a total of 30 roads in the county. So, the 1678073 has been obligated for 11.3 million. This does not include Tramperos.

Commissioner G. Trujillo stated can you start all over so we can follow. What are the number of the roads?

Manager Garcia stated when those projects were submitted for reimbursement for the Senate Bill 6 projects, they were submitted without any engineering. Now that the time has come to fix these roads, all of them are saying no culverts.

Commissioner V. Serna stated no, mitigations that was the H&H study. Culverts and all that are part of the 406. The H&H study includes the 406.

Jonathan Clark discussed the mitigation proposal which includes furnishing and installing 5,900 square yards and soil stabilization.

Manager Garcia stated why are we going to fix it to pre disaster, but actually we are trying to fix it for the better. Which means you have to come back and disturb everything that you just fixed. How does that work?

Jonathan Clark stated the whole pre disaster part is just a step in the process, it is only on paper. The scope of repair and cost to make that repair is only paper, in an instance like this where there will be mitigation code and standard upgrade. The policy requires us to get a baseline cost of what the repairs will be. So what FEMA decided all those years ago was that in order to establish that baseline across all states across all these grounds, it would be to bring it back the way it was and establish that baseline cost. Then from there identify what the actual repair would be. That's where your mitigation cost gets added on top of that cost.

Manager Garcia stated what else can you see that needs to be designed more than what has been explained?

Mike stated it depends on what road was talked about. Right now, the roads there are no culverts that are included in the four roads that you guys gave me. There could be some culverts that could be put in to help us in certain areas. The culverts are a big thing.

Commissioner J. Trujillo stated I just want to ask on this pre disaster approval is that we are going in and just putting everything more or less back where it was originally at, then we are going to come back in and put them where they need to be?

Commissioner V. Serna stated HMP is a hazard mitigation project, which is for drainage.

Manager Garcia stated the HMP that Steve Robinson did, he emailed and he's saying there is more to do with it.

Commissioner J. Trujillo stated what I'm not getting is we are talking about yards of material they are recommending to put on the road, but it's not a finished project? So, what I'm trying to say is that this is what they are asking to do so that way we can put it out for bid right away for what they are asking for, or is it just a phase and then we're going to add on top of that one?

Commissioner V. Serna stated you said you do both together the category C plus the 406 which is a hazard mitigation and do them at the same time.

Commissioner G. Trujillo suggested that they concentrate on the five roads that were prioritized by the Commission for today's meeting and have another meeting later on.

Manager Garcia stated maybe what we should do is have Mike and his team of experts actually go and look at these, for example the five roads, design them and get them to where they have to be finished, and then involve Thompson once it's all designed so that way everyone is on the same page. Then when it's ready to present out for bid or whatever you decide to do, then we can be ready for it. Efforts are being duplicated and there is confusion.

Mike stated I have Rio De La Casa B028; Shortcut Rd. which is B028; Encinal Rd. which is B019 Vallecito Rd. which is E030.

Manager Garcia stated would one of the roads be the Monte Aplanado Rd.

Mike stated Yes, I just have not seen that road yet. I am getting feedback on it. I was told that road was not included in the Senate Bill 6.

Jonathan Clark stated yes it is part of the Senate Bill 6 but it is not part of the one's that have been obligated.

Commissioner G. Trujillo stated the roads I think should be a priority are A005 Monte Aplanado, B002 Rio De La Casa, B019 Encinal, A0042 Morphy Lake, and number five Los Alamitos road which I do not know the number. Start with those five roads and finish them with 40 million.

Commissioner V. Serna stated the \$40 million that we have are specific to the roads we have them on. You should know? Do they include these roads?

Commissioner G. Trujillo stated I know they included three roads, Commissioner Serna, I don't know about A005 it's there but it wasn't approved by FEMA. Los Alamitos road was approved by FEMA but it's not priority.

Commissioner V. Serna stated you may have already received an email. FEMA is asking for the scope of work and cost on these roads so they can finalize obligating them.

Jonathan Clark stated we've got some details on that explanation of exactly what you were just referring to. One of the projects is on hold and I had to request information. Our request for information is a detailed damage description, detailed scope of work, detailed cost estimate, detailed application of codes and standards for the roads captured in that particular project. To be clear, as Mrs. Serna said, you don't have \$40 million for those roads right now. What you have is \$40 million but you only have \$11.3 of that right now that you can move on. That \$11.3 is only able to be used on the roads that are listed in that project, I'll send you the list it's 14 of them. We talked about deviating from the scope of work that FEMA has funded is a good way to get in a lot of trouble and have them take the money back, so that's where we get into the amendment process being needed. If Mr. Romero and Mike go out to the site, they determine that the assumption is the number that the million dollars with the grade 034 is insufficient, then when they come back they can say no, it's actually \$3 million. It's broken down this way, so then we can go back and say okay we'll start the vendor process so that we can get the additional funds for that road. Each of these is obligated and funded for all of them. We have to follow the scope that FEMA has that funds each road.

Commissioner G. Trujillo stated when do we get the other \$20.7 million?

Jonathan Clark stated we are working through that process right now. Project 86 is pending on RFI. There are nine questions in that project, and they want more information for the roads. If it's okay with the Commission and if it's okay with Britt, Mike, and our team we can go through each of those with the group, of what it is that is needed, how to answer it, and work on the designs getting those answers together.

Britt Strottman and Mike stated both agreed to the suggestion.

Jonathan Clark stated so they're all four of the remaining SB6 projects, the remaining 27 million dollars is pending development at the FEMA evaluated Resource Center where they do the processing of the project. Ashley and Ali reached out and got 004 going so that it can start moving through the process and

that is where the information came from. The other ones will be going through that same process they have been assigned to some different FEMA people over the last few days, but they are working their way through. I think we are on a forward path.

Commissioner V. Serna stated just for clarification John Romero is our road department supervisor, is with Mora County.

John Romero stated B022 La Sierra Road, they need to see if they're going to do mitigation. They need to get on Grants Portal and look at it. They want to see what they are and want to add on the mitigation.

Commissioner V. Serna stated it needs 406.

Jonathan Clark stated we have in addition to the one project SB6 is covering, there are 5 other ones that FEMA has approved. There's a total of \$515,000 sitting there that can be used by the County. I just wanted to know if there is a task or an action that you wanted us to take or just something to take off your plates so you knew there was over a half a million dollars sitting there already.

Commissioner V. Serna stated can they start using that for design with engineers?

Jonathan Clark stated no that's a part of the specific projects were they are obligated for. So, they are for \$300,000 that was obligated for emergency protective measures. There's a process that you have to go through in order to draw those funds down, this is all separate from the Senate Bill 6, and it is not part of the Senate Bill 6 fund.

Commissioner V. Serna is this the reimbursement?

Jonathan Clark stated yes, there is another one for \$140,000 for the Sierra Loop bridge repair. Again once that work is completed, we can submit the request for reimbursement.

Commissioner V. Serna stated is that for the bridge in Sierra Bonita?

Jonathan Clark stated it is listed as the Sierra Loop Bridge.

John Romero stated remember John that the bridge number five on B028, we need to get the blocking and the guardrail and we need new bolts. The guardrail is damaged because of the heat on it. I think that was a \$30,000 project.

Jonathan Clark stated yes, so that one also, that's part of this \$515,000 is the bridge on Rio De La Casa Rd they lent \$30,000. We need to clarify or not if we are talking about the same bridge. One bridge needs to be replaced. I think that's one we can talk about what we would do to make sure that you can work on the design to make those repairs. One final piece that I had is we have another project that is some sort of needing a response from Mora County that total is over a million dollars. We have up to \$300,000 worth of work for A011 that is pending review from the County.

Item 6 Discussion/Action: Approval of Minutes- 6(a) April 30, 2024 (Budget Work Session); 6(b): May 6, 2024 (Special Meeting), and 6(c): May 16, 2024 (Regular Meeting) (All tabled on May 30)
Manager Garcia stated I recommend you approve item six a.

Commissioner J. Trujillo made a motion.

Commissioner G. Trujillo seconded the motion.

Commissioner V. Serna had changes that needed to be changed in the minutes, these were discussed.

Commissioner G. Trujillo made a recommendation to table until Attorney Tina reads them.

Manager Garcia recommended a motion to table six a, b.

Commissioner J. Trujillo made a motion to table the following items.

Commissioner G. Trujillo seconded the motion. All in favor say aye.

Commissioner V. Serna stated I'll oppose tabling them again.

Motion carried. Two in favor. One opposed.

11. Discussion/Action: Consideration of Addendum to County Manager Contract for Fiscal Year 2025 (Tabled on 5/23/2024)

Commissioner J. Trujillo made a motion to approve.

Commissioner G Trujillo seconded the motion. All in favor say aye.

Commissioner V. Serna stated no, I would like to discuss something on there. First of all, his contract doesn't expire until December 2024. Second of all, it's asking for a three month severance pay. We have employees that have been here long term. Even if they save all their leave, the only thing, they are eligible for is six weeks of annual leave that they have saved, if they've saved that much. I can't see giving a short-term employee three months of severance pay.

Commissioner G. Trujillo stated I don't think we're approving that now, Commissioner. I think we are just approving the addendum because we said \$150,000 a year till the end of June, we are going to extend that to December.

Commissioner V. Serna stated what I had seen at the last meeting was severance pay and

Commissioner G. Trujillo stated no that's not on this vote. This is extending \$150,000 beyond June.

Commissioner V. Serna stated if it's the \$150,000 I'll have to abstain from that because like I said

Commissioner G. Trujillo called for a roll call vote.

Deputy Clerk Vivian Trujillo polled the board.

Commissioner J. Trujillo – yes

Commissioner V. Serna – abstain

Commissioner G. Trujillo – yes

12. Discussion: Other Informational Items

Commissioner G. Trujillo stated the regular meeting will take place June 27 at 9 a.m.

13. Signing of Approved Documents

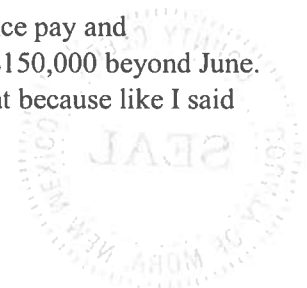
The Commission signed the approved documents.

14. Adjournment

Commissioner V. Serna made a motion to adjourn.

Commissioner J. Trujillo seconded the motion. *All in favor. Motion carried.*

The meeting adjourned at 4:55 p.m.



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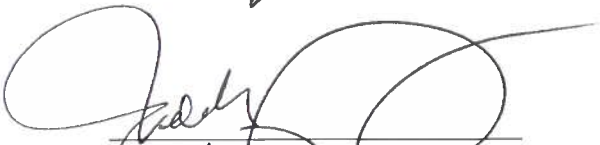
MORA COUNTY BOARD OF COMMISSION



George A. Trujillo, Chairman



John H. Trujillo, Vice-Chairman



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Carlos J. Arellano, County Clerk