

**FINAL COPY  
SPECIAL COMMISSION MEETING  
MAY 14, 2018**

**Present:** Julia DuCharme, Chair  
Jim Frost, Member  
Javier Sanchez, Member

**Others Present:** Belinda Garland, County Manager  
Annette Ortiz, Deputy County Manager  
Sylvia Chavez, Admin. Asst.

**Call to Order:**

**Madam Chair DuCharme** calls the meeting to order at 4:08 pm. Jesse Lucero, leads the Pledge of Allegiance and Sylvia Chavez (myself) gave the Invocation.

**Approval of Meeting Agenda:**

**Madam Chair DuCharme** asks for approval of the May 14, 2018 Special Commission Meeting Agenda. **ACTION TAKEN: Commissioner Sanchez** makes a motion to approve the May 14, 2018 meeting agenda. **Commissioner Frost** seconds the motion. No further discussion, all in favor. **MOTION CARRIED.**

**ACTION ITEMS\*:**

***ITEMS TO BE CONSIDERED AND ACTED UPON***

Public Comment, each item: At the Discretion of the Commission Chair, comments are limited to two (2) minutes per person.

**\*Commission Matters:**

**1. Discuss and Set Parameters of Items to be Negotiated Reference Estancia Valley Solid Waste Contract Renegotiation**

**County Manager Garland** requests that the Commission enter into executive session to consult with the County Attorney. Mr. Wallin was unable to attend so they will contact him via phone.

**EXECUTIVE SESSION:**

***As Per Motion and Roll Call Vote, Pursuant to New Mexico State Statute Section 10-15-1 (H) 7, Attorney Client Privilege. The Following matters will be discussed in Closed Session:***

***a) Potential Litigation:***

***Estancia Valley Solid Waste Authority Contract***

**ACTION TAKEN: Commissioner Frost** makes a motion to go into Executive Session.  
**Commissioner Sanchez** seconds the motion. No further discussion, Roll Call Vote- District 1: Yes, District 2: Yes, District 3: Yes. **MOTION CARRIED.**

**EXECUTIVE SESSION STARTED AT 4:15 pm**

**\*Reconvene from Executive Session:**

**Pursuant to Open Meetings Act, Section 10-15-1(H) 7, Attorney Client Privilege:**

**a) Potential Litigation:**

**Estancia Valley Solid Waste Authority Contract**

**ACTION TAKEN: Commissioner Sanchez** makes a motion to come out of Executive Session.  
**Commissioner Frost** seconds the motion. No further discussion, all in favor. **MOTION CARRIED.**

**Reconvened from Executive Session at 5:20 pm**

**ACTION TAKEN: Commissioner Sanchez** makes a motion to authorize the negotiating team to commence negotiations supplementary considerations included relative to the agreement for solid waste collections services between Torrance County and Estancia Valley Solid Waste Authority at \$450,000.00. **Madam Chair DuCharme** seconds the motion.

**Commissioner Frost** states that he made the motion to go into executive to get legal advice for the negotiations with EVSWA but in the motion he did not hear any explanation for the decision that was made. Commissioner Frost's opinion is that this was an underhanded way of coming out with numbers without having any paperwork to go over and make a decision.

Commissioner Frost states that he does not know very many people that would make a decision like that on a half a million dollar deal.

Public Comment:

**Michael Godey, Tajique** states that at the last Commission meeting County Manager Garland mentioned going over audits from EVSWA to get an accurate number. Is \$450,000.00 a good number or is it just a number being thrown out there? What needs to be done here is figure out exactly what the numbers are and decide if changes need to be made to the collection hours of operations.

**Commissioner Frost** states that the County talks about being transparent and following the open meetings act but without proper discussion the County is not being transparent with the motion that was made, there was no explanation of the cuts that will need to be made with that motion.

**Commission votes: 2 in favor, Commissioner Frost opposed. MOTION CARRIED.**

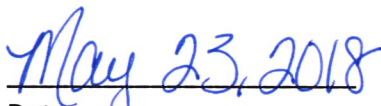
**Adjourn**

**ACTION TAKEN:** Commissioner Sanchez makes a motion to adjourn the May 14, 2018 Special Commission Meeting. Commissioner Frost seconds the motion. No further discussion, the Commission votes all in favor. **MOTION CARRIED.**

**Meeting adjourned at 5:30 pm**

  
\_\_\_\_\_  
Madam Chair DuCharme

  
\_\_\_\_\_  
Sylvia Chavez

  
\_\_\_\_\_  
Date

**The video of this meeting can be viewed in its entirety on the Torrance County NM website, Audio discs of this meeting can be purchased in the Torrance County Clerk's office and the audio of this meeting will be aired on our local radio station KXNM.**