

MINUTES OF THE NEW MEXICO LIVESTOCK
BOARD (NMLB) MEETING
MONDAY JUNE 13, 2022
1:00 P.M.

VIRTUAL MEETING:
<https://www.gotomeet.me/NMLB/nmlb-regular-board-meeting-february-1-2022>
BY PHONE:
[1 866 899 4679](tel:18668994679) Access Code: 747-598-949

CALL TO ORDER: Chair Molly Manzanares at 1:17 p.m.

ROLL CALL:

Molly Manzanares, Chair - Present	Kathy Longinaker, Board Member - Present
Tobin Dolan, Vice Chair - Present	Rita Padilla-Gutierrez, Board Member - Present
John Conniff, Secretary - Present	Michael Perez, Board Member - Present
Tony Casados Jr., Board Member - Present	Morgan Switzer-McGinley, Board Member - Present
Milford Denetclaw, Board Member - Present	Present

Quorum Established

NMLB STAFF PRESENT:

Belinda Garland, Executive Director	Mathew Romero, Area 2 Regional Supervisor
Shawn Davis, Deputy Director	Ruben Baca, District 24 Inspector
Ralph Zimmerman, State Vet	Jose Miera, District 18 Inspector
Barry Allen, Area 1 ROM	Julie Gauman, CIO
Gary Mora, Area 3 ROM	Stephanie Lujan, HR Manager
Troy Patterson, Area 4 ROM	Andrew Silva, CFO
	Bobby Hernandez, IT

OTHER ATTENDEES:

Katelin Spradley – NM Farm & Ranch	Joe Bill Nunn
Nikki Hooser	Christo Barnhorn
Tate Pruett	Ernest Lovato
Jerrad Harral	Zach VanWinkle
Ronnie Harral	Kim Chesser
Jeff	Larry Reagan
Michael Carria	Michael Wilson
Sandra Berraga	Dina Reitzel
Mimi Sidwell	Carlos Salazar
Gary Stone	Laura Conniff
	Antonio Manzanares

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APPROVAL OF AGENDA:

Secretary Conniff moves to approve the agenda for the June 13, 2022 Board Meeting.
Board Member Perez seconds the motion.

ROLL CALL:

Vice Chair Dolan - Yes	Board Member Longinaker-Yes
Board Member Casados-Yes	Board Member Padilla-Gutierrez - Yes
Board Member Denetclaw -No Vote	Board Member Switzer-McGinley – Yes

Motion to approve the June 13, 2022 Agenda passes 7-0.

APPROVAL OF MINUTES:

Minutes from the March 29, 2022 Board Meeting presented.

Board Member Casados moves to approve the March 29, 2022 Board Meeting Minutes.
Secretary Conniff seconds the motion.

ROLL CALL:

Vice Chair Dolan-Yes	Board Member Padilla Gutierrez - Yes
Board Member Denetclaw-No Vote	Board Member Perez - Yes
Board Member Longinaker - Yes	Board Member Switzer-McGinley - Yes

Motion to approve March 29, 2022 Board Meeting Minutes passes 7-0.

APPOINTMENT OF HORSE RESCUE FUND COMMITTEE

Executive Director Belinda Garland explained the board needs to re-approve the committee that stands or if they want to re-appoint the committee. There are special appropriations given to the NMLB for the Horse Rescue Fund.

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

Board Member Switzer-McGinley moves to re-approve the current Horse Rescue Fund Committee that stands.
Board Member Casados seconds the motion.

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ROLL CALL:

Vice Chair Dolan - Yes	Board Member Longinaker - Yes
Secretary Conniff -Yes	Board Member Padilla-Gutierrez-Yes
Board Member Denetclaw – No Vote	Board Member Perez - Yes

Motion to re-approve the current Horse Rescue Fund Committee passes 7-0.

FINANCIAL UPDATE:

CFO Silva explained the following items for discussion:

Mill Levy Rates:

CFO Andrew Silva explained each new fiscal year the board establishes the new Mill Levy assessment rates, and they are sent to DFA who sends them out to the local county assessors office.

*Full comments are available in the recording for the June 13, 2022, NMLB Meeting.

Vice Chair Dolan moves to leave the Mill Levy rates the same.
Board Member Padilla-Gutierrez seconds the motion.

ROLL CALL:

Secretary Conniff -Yes	Board Member Longinaker - Yes
Board Member Casados - No	Board Member Perez - Yes
Board Member Denetclaw – No Vote	Board Member Switzer-McGinley -Yes

Motion to leave the Mill Levy rates the same passes 6-1.

Clothing Allowance:

CFO Andrew Silva explained every year the Board must approve a budgetary item for clothing allowance for field staff. Each employee receives \$500.00 per year. Currently there is a budget of \$29,000 for this item. HR has determined there are 54 Employees that qualify for the allowance which totals \$27,000.

*Full comments are available in the recording for the June 13, 2022, NMLB Meeting.

Board Member Perez moves to approve \$27,000 for clothing allowance for field staff.
Board Member Switzer-McGinley seconds the motion.

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ROLL CALL:

Vice Chair Dolan - Yes	Board Member Denetclaw – No Vote
Secretary Conniff -Yes	Board Member Longinake - Yes
Board Member Casados - Yes	Board Member Padilla-Gutierrez-Yes

Motion to approve the Clothing allowance for Field Staff passes 7-0.

SET DATE FOR SEPTEMBER 2022 MEETING:

Chair Manzanares asked if Thursday, September 22, 2022 at 1:00pm worked for everyone to have the next meeting.

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

Secretary Conniff moves to approve the next board meeting Thursday, September 22,2022.
Board Member Perez seconds the motion.

ROLL CALL:

Vice Chair Dolan-Yes	Board Member Longinaker - Yes
Board Member Casados - Yes	Board Member Padilla Gutierrez - Yes
Board Member Denetclaw-No Vote	Board Member Switzer-McGinley - Yes

Motion to have next NMLB meeting September 22, 2022, passes 7-0.

UPDATE ON THREATENED AND PENDING LITIGATION:

Executive Director Garland gave a non-legal update-on lawsuits that have been pending for quite some time.

1. High Plains (D-911-CV-2017-00012) – 9th Judicial District Court did dismiss this lawsuit in full. This case has also been dismissed out of federal court. There is an understanding that this case has been appealed by the opposing party.
2. Nancy Henry v NMLM Jessica Baca Records Custodian (D-202-CV-2022-00010). The Summary Judgement request was denied in full by Judge Allison.
3. Nancy Henry v NMLB Jessica Baca Records Custodian. (D-202-CV-2021-06540) This was regarding an IPRA request. A document was missing. The petitioner was awarded \$183.86 for cost of filing. The missed document was provided to Ms. Henry.

NOTE: It was recognized after the meeting that the information for items 2 & 3 were mistakenly mixed up. The error will be reported and rectified at the next Board meeting.

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4. Nancy Henry v the NMLB (D-202-CV-202-04707) The final order is not available. The judge did rule in favor of the NMLB.

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

PUBLIC HEARING FOR ADOPTION OF RULES FOR THE NEW MEXICO MEAT AND POULTRY INSPECTION PROGRAM:

Chair Manzanares stated she will be the hearing officer for the Public Hearing on the consideration of the NM Livestock Board Rules, Title 21 Agriculture and Ranching Chapter 33.

Executive Director Garland explained a short summary of why they are proposing the rules in this manner. The NMLB is proposing to adopt the Federal CFRs for the Meat and Poultry Inspection Program administered under the Food and Safety Inspection Services which operates under USDA. We are proposing to adopt our rules in reference to their rules.

Written Comments:

Tiffany Rivera, Director of Government Affairs, NM Farm and Livestock Bureau

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

Sherri Farr

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

Ryan Milter, Dairy Producers of New Mexico

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

Verbal Comments:

Katelin Spradley-New Mexico Farm and Livestock Bureau

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

Mimi Sidwell – New Mexico Cattle Producer

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

Gary Stone- Otero County, President of the OCCA

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

Carlos Salazar – President – Northern New Mexico Cattle Growers Association

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

Christo Barnhorn - Sheep Producer Roosevelt County

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

Laura Conniff – New Mexico Cattle

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

Herman Manzanares – New Mexico Sheep Producer

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

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Chair Manzanares issued a 10-minute break before vote.

Board Member Switzer-McGinley moves to adopt the rules for the MPI.
Board Member Casados seconds the motion.

ROLL CALL:

Vice Chair Dolan - Yes

Secretary Conniff -Yes

Board Member Denetclaw – No Vote

Board Member Longinaker - Yes

Board Member Padilla-Gutierrez-Yes

Board Member Perez- Yes

Motion to adopt the rules for the MPI Program passes 7-0.

STATE VETERINARIAN UPDATE:

Items Reported On: High Path Avian Influenza, Bovine TB, Brucellosis, Equine Issues (VS, Roswell Incident – Enterobacter), Scrapie, Trich and Electronic ID (EID).

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

DEPUTY DIRECTOR UPDATE:

Deputy Director Davis complimented Dr. Zimmerman on what he and his crew do. Deputy Director Davis discussed Fleet status, Livestock Inspector involvement with the current wildfires in NM, Special Investigators and Traffic Stops.

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

EXECUTIVE DIRECTOR UPDATE:

Executive Director Garland discussed she has been working on everything with what is on the agenda. Director Garland recognized Senator Pat Woods; he is a big supporter of our agency. Director Garland thanked all staff; they are a tremendous team. Director Garland explained changes to MPI director position and the creation of Emergency Management position.

*Full comments are available in the recording for the June 13, 2022 NMLB Meeting.

CLOSED EXECUTIVE SESSION:

Board Member Switzer-McGinley moves to go into Closed Executive Session at 3:33pm.
Board Member Padilla-Gutierrez seconds the motion.

ROLL CALL:

Vice Chair Dolan - Yes

Secretary Conniff -Yes

Board Member Casados - Yes

Board Member Denetclaw – No Vote

Board Member Longinaker - Yes

Board Member Perez- Yes

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Motion to go into Executive Session passes 7-0.

RETURN FROM EXECUTIVE SESSION:

Board Member Casados moves to leave Closed Executive Session and confirm that nothing else was discussed in Closed Executive Session other than items listed on agenda.
Secretary Conniff seconds the motion.

ROLL CALL:

Vice Chair Dolan-Yes	Board Member Perez - Yes
Board Member Denetclaw – No Vote	Board Member Padilla-Gutierrez – Yes
Board Member Longinaker - Yes	Board Member Switzer-McGinley - Yes

Motion to leave Closed Executive Session and confirm that nothing else was discussed in Closed Executive Session other than items listed on agenda passes 6-0. Meeting re-opens at 3:51 p.m.

NOTE: Board Member Padilla-Gutierrez left the meeting at 3:55 PM.

BOARD CONCERNS:

Secretary Conniff raised a concern, when a producer would like to move cattle, but the brand has not completely healed, it's the same common group and can be matched, what should they do?. Executive Director Garland explained there are other avenues producers can take, they need to work with their inspector to try and reach an acceptable solution.

Board Member Casados asked what the downside is to not have the law requiring not moving fresh brands. Deputy Director advised to discuss later and will be listed on the next meeting agenda.

Board Member Perez asked when items must be given to put on the agenda.

*Full comments are available in the recording for the February 1, 2022 NMLB Meeting.

ADJOURNMENT:

Board Member Switzer McGinley moves to adjourn the Board Meeting.

Board Member Casados seconds the motion.

ROLL CALL:

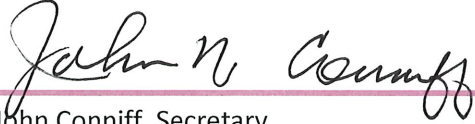
Vice Chair Dolan – Yes	Board Member Longinaker - Yes
Secretary Conniff - Yes	Board Member Padilla-Gutierrez-Not Present
Board Member Denetclaw – No Vote	Board Member Perez - Yes

Motion to adjourn the meeting passed 7-0. Meeting adjourned at 2:57 p.m.

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APPROVAL:



John Conniff, Secretary



Molly Manzanares, Chair