



STATE OF NEW MEXICO, COUNTY OF CHAVES
FILE FOR RECORD DEC 23, 2013 AT 11:00 O CLOCK AM

NOVEMBER 21, 2013 Book 00072 Page 00587 Pages 3
Dave Kunko, County Clerk

The Board of Chaves County Commissioners held their regular commission meeting in the Commission Chamber of the Joe Skeen Building, #1 St. Mary's Place in Roswell, New Mexico. Chairman Nibert called the meeting to order at 8:00a.m. Those present were Commissioners Nibert, Corn, Wooton, Chesser and Duffey. Also present were County Manager Stan Riggs, Public Services Director Sonny Chancey, Sheriff Rob Coon, Treasurer Steve Harris, Assessor Ron Lethgo, IT Director Jason Prince, Finance Director Joe Sedillo, County Clerk Dave Kunko, news media, staff and guests.

Commissioner Duffey led the Pledge of Allegiance and Commissioner Chesser led in prayer.

AGENDA

Chairman Nibert moved Items 8A and B and Item 9 to the beginning of the meeting.

RFP-13-2 CHAVES COUNTY ADULT AND JUVENILE DETENTION RENOVATION/ADDITION

Tammy Brisco West explained the Proposal and the ranking process done by the RFP committee. Commissioner Wooton moved to approve RFP-13-2 awarding the proposal to Bradbury Stamm Construction. Commissioner Chesser seconded the motion. Commissioner Corn stated that Bradbury Stamm stood out from the rest. Commissioner Wooton liked that they had been in business since 1923 and will be using 2 local subcontractors. Chairman Nibert thanked the committee. Mr. Riggs introduced Tyler Dunn and Hal Barnett. Mr. Barnett stated all 4 companies had jail experience and that they were pleased to have this opportunity. Commissioner Wooton recognized Bill Moss for all his help on this project. A voice vote was unanimous and the motion carried.

A-13-028 BETWEEN CHAVES COUNTY AND BRADBURY STAMM CONSTRUCTION INC.

Commissioner Wooton moved to approve A-13-028 between Chaves County and Bradbury Stamm Construction Inc. Commissioner Duffey seconded the motion. Chairman Nibert stated the contract was complicated. Mr. Riggs stated it was a Standard AIA Contract. A voice vote was unanimous and the motion carried.

RFP-13-3 INMATE PHONES AND IP-BASED VIDEO VISITATION SYSTEMS

Tammy Brisco West explained RFP-13-3 and stated staff recommends approval. Commissioner Wooton moved to approve RFP-13-3 awarding the proposal to Securus Technologies. Commissioner Duffey seconded the motion. A voice vote was unanimous and the motion carried.

PROCLAMATION

Chairman Nibert read a proclamation declaring November 21, 2013 as Patrick R. Jennings Day. Sheriff Coon stated he will miss working with Pat and mentioned what a great asset he was to Chaves County.

CLOSED SESSION

Commissioner Corn moved to go into closed session pursuant to 10-15-1(H)2 for Personnel Matters and pursuant to 10-15-1(H)7 for Threatened or Pending Litigation at 8:30 a.m. At 9:10 a.m. Commissioner Corn moved to come out of the closed session and stated the items discussed during the closed session were limited to those mentioned in the motion for closure and no action was taken.

PUBLIC HEARINGS

CASE SD 2013-10 EASEMENT VACATION AND ADDITION OF NEW EASEMENT

Mr. Sheridan explained Case SD 2013-10. Staff recommends the vacation of the current easement and the addition of a new 15' easement on the west end with the 3 conditions of approval. During the public hearing portion Rita Kane Doerhoffer spoke in favor of Case SD 2013-10 and no one spoke against Case SD 2013-10. Commissioner Wooton moved to approve Case SD 2013-10 with the 3 conditions of approval and the findings of fact. Commissioner Chesser seconded the motion. A voice vote was unanimous and the motion carried.

CASE Z 2013-6 RENEWAL OF A SPECIAL USE PERMIT

Mr. Sheridan explained that Case Z 2013-6 is a renewal of a special use permit for a communications tower. He stated staff recommends approval with the 5 conditions of approval. Chairman Nibert stated condition #3 should be reworded. During the Public Hearing portion Rita Kane Doerhoffer spoke in favor of Case Z 2013-6 and stated the wireless company needs to keep the area nice. No one spoke against Case Z 2013-6. Mr. Sheridan stated that condition #3 should reference condition #5 not condition #4. Commissioner Wooton moved to approve Z-2013-6 with the findings of fact and the amended conditions of approval. Commissioner Chesser seconded the motion. Commissioner Chesser stated that should the applicant not comply the permit should be pulled. A 6th condition was presented that would state " If conditions of approval #2 and #4 are not complied with within one hundred eighty (180) days, or by May 21, 2014, the special use permit will become null and void and will be immediately revoked." This friendly amendment was accepted by Commissioner Wooton who made the motion and Commissioner Chesser who seconded the motion. A voice vote was unanimous and the motion carried.

AMENDMENT #1 TO AGREEMENT A-13-009 BETWEEN CHAVES COUNTY AND DFA

Charlotte explained that A-13-024 is an agreement between Chaves County and the New Mexico Department of Finance and Administration. She stated this amendment would increase the local DWI Grant Agreement by \$12,086.00 to reflect a new total of \$110,282.00. The amended amount reflects the award of FY13 reverted distribution funds for use under the current fiscal year and the term of the agreement will be extended to June 30, 2014. Commissioner Chesser moved to approve amendment #1 to Agreement A-13-009. Commissioner Corn seconded the motion. A voice vote was unanimous and the motion carried.

AGREEMENT A-13-027 MUTUAL ASSISTANCE AGREEMENT BETWEEN CHAVES AND EDDY COUNTY

Mr. Riggs explained the agreement with Eddy County for emergency assistance. Sheriff Coon stated that one time an Eddy County Deputy came across a wreck in Chaves County on his way home and assisted. Eddy County made a big deal about charging us for their help. He stated he was frustrated about the need for a signed agreement when all Counties are usually good neighbors and help when necessary. Commissioner Corn moved to table agreement A-13-027. Commissioner Wooton seconded the motion. Rick, the new Eddy County Manager introduced himself to the Commission. He stated he did not know the history behind this agreement but felt it really was not necessary because Counties help Counties. A voice vote was unanimous and the agreement was tabled.

RESOLUTION R-13-058 APPROVAL OF FISCAL YEAR 13/14 BUDGET TRANSFERS AND IHC INCREASE

Mr. Sedillo and Mr. Riggs explained this resolution which transfers funds that have remained dormant and are residual amounts from previous years projects. The recommendation is to transfer and close these funds to the general fund. This resolution also reflects a budget increase for the First and second quarter Sole Community Provider Payments. Commissioner Chesser moved to approve Resolution R-13-058. Commissioner Corn seconded the motion and it carried unanimously.

RESOLUTION R-13-059 HOLIDAY SCHEDULE FOR 2014

Mr. Riggs explained the schedule and stated that President's Day should take the place of Martin Luther King Day. Commissioner Wooton moved to approve Resolution R-13-059 with the change as stated by the Manager. Commissioner Corn seconded the motion and it carried unanimously.

RESOLUTION R-13-060 BUDGET INCREASE TO FY 13/14 FOR OTHER GRANTS AND CONTRACTS

Charlotte Andrade explained the legislative appropriations and what programs would receive the funds. There was discussion about the JOY Center and the Breathing Apparatus for the Fire Departments. Commissioner Wooton moved to approve R-13-060. Commissioner Corn seconded the motion. A voice vote was unanimous and the motion carried.

APPROVAL OF CHECKS

Commissioner Wooton moved to approve checks in the amount of \$2,955,589.84. Commissioner Chesser seconded the motion. A voice vote was unanimous and the motion carried.

APPROVAL OF REPORTS

Commissioner Wooton moved to approve the reports for the period. Commissioner Corn seconded the motion. A voice vote was unanimous and the motion carried.

UNSCHEDULED COMMUNICATIONS

Dave Kunko stated there was an information meeting on VCC's at 7:00 p.m. this evening. The meeting is open to the Public and it is an information meeting.

MANAGER'S COMMUNICATIONS

Mr. Riggs mentioned the PLAC Meeting. He stated there will be a change order for the jail. He also spoke about short term securities for investments.

COMMISSIONER'S COMMUNICATIONS

Commissioner Corn mentioned he was up in Albuquerque for a big hearing for the Mexican Wolf. He said it was a circus like atmosphere. He asked to make Section C of the November 21st Albuquerque Journal part of the record

Commissioner Chesser stated it was upsetting to see people who believe animal rights are more important than our rights.

Commissioner Wooton spoke about the wolf issue.

Chairman Nibert thanked the Commissioners for going to the wolf meeting. He thanked the jail committee for all their hard work. He also thanked Pat Jennings for his numerous years of service to the County. The meeting was adjourned pending the signature of documents at 10:40 a.m.

CHAVES COUNTY BOARD OF COMMISSIONERS

Absent

GREG NIBERT, CHAIRMAN

Kyle D. Smiley Wooton

KYLE D. "SMILEY" WOOTON, MEMBER

Robert Corn

ROBERT CORN, MEMBER

James Duffey

JAMES DUFFEY, VICE CHAIRMAN

Kim Chesser

KIM CRESSER, MEMBER

ATTEST:

Dave Kunko

DAVE KUNKO, COUNTY CLERK

