



February 21, 2013

BK 72 PG 500

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. Commissioner Nibert called the meeting to order at 9:00a.m. Those present were Commissioners Nibert, Corn, Chesser, Wooton and Duffey. Also present were County Manager Stan Riggs, Public Services Director Sonny Chancey, Sheriff Lieutenant Britt Snyder, Finance Director Joe Sedillo, County Assessor Ron Lethgo, Treasurer Steve Harris, news media, staff and guests.

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

MINUTES

Commissioner Corn moved to approve the Minutes of January 10, 2013. Commissioner Wooton seconded the motion. A voice vote was unanimous and the motion carried.

PRESENTATION

Candace from the Roswell Chamber of Commerce made a presentation to the Commission to consider some artwork by John Cerney. He is asking only for his cost for the project. He would normally charge over \$25,000 for this type of project. He estimates his cost to be \$3,500.

PUBLIC HEARING – P & Z Case Z-2013-01

P & Z Director Anders Sheridan gave an explanation of Case Z-2013-01, a special use permit for a cell tower and equipment. There was no public comment in favor of or against Case Z-2013-01. The County does have a tower near this location, however it is an older tower and would not be able to hold the additional weight or handle the wind load. Commissioner Wooton moved to approve Case Z-2013-01, a special use permit for a cell tower subject to the 9 conditions of approval in the staff report. Commissioner Duffey seconded the motion. A voice vote was unanimous and the motion carried.

AGREEMENT A-13-003

Mr. Riggs explained Agreement A-13-003 between Chaves County and the City of Roswell. He explained that Chaves County is donating the Fisk Building to the City of Roswell. The City would like to use it for public restrooms in the downtown area. In exchange for the building the City would allow the DWI Program to remain in the building for 2 more years and would put ADA ramps in the sidewalk next to the Juvenile Detention Center. Commissioner Chesser moved to approve Agreement A-13-003. Commissioner Corn seconded the motion. After additional discussion, a voice vote was unanimous and the motion carried.

RESOLUTION R-13-006 AND R-13-007

Counties are required by law to request sole community hospital adjustments each year from the State's Human Services Department. These resolutions state the FY 2014 requests for Sole Community Hospital adjustments for Eastern New Mexico Medical Center and Lovelace Regional Hospital. Commissioner Wooton moved to approve ratification of R-13-006 and R-13-007. Commissioner Chesser seconded the motion. A voice vote was unanimous and the motion carried.

RESOLUTION R-13-008

Joe Sedillo explained Resolution R-13-008 was necessary to transfer and set up new line items to accommodate Phase I and II of the CCDC construction project. Commissioner Duffey moved to approve R-13-008. Commissioner Wooton seconded the motion. There was additional discussion over the cost and length of the project. A voice vote was unanimous and the motion carried.

RESOLUTION R-13-009

This resolution is a revision to the Chaves County Flood Damage Prevention Ordinance. The Ordinance would be updated with the new flood plain maps. Commissioner Corn moved to approve R-13-009. Commissioner Duffey seconded the motion. Mr. Riggs stated the maps were an issue 5 to 6

years ago and it has taken the Federal Government that long to correct the maps. A voice vote was unanimous and the motion carried.

RESOLUTION R-13-010

Resolution R-13-10 would amend procurement of professional services, telephone orders and repairs and mileage reimbursement in the Chaves County Purchasing Policy. Professional services and mileage reimbursement rates would be set by State Statute. Telephone orders and repairs would now involve the IT department and the cost limit for phone purchases would increase from \$50 to \$100. Commissioner Wooton moved to approve Resolution R-13-010. Commissioner Duffey seconded the motion. A voice vote was unanimous and the motion carried.

RESOLUTION R-13-011

This resolution is in support of Senate Bill 463 which states the authority over Oil and Gas issues lie with the State and not with local governments. This Bill is in reaction to San Miguel County's attempt to regulate Oil and Gas issues in their county. Commissioner Chesser moved to approve R-13-011. Commissioner Corn seconded the motion. A voice vote was unanimous and the motion carried.

COMMISSION COMMITTEES

Each year the Board of Commissioners are appointed to serve on standing committees from January 1, 2013 to December 31, 2013. The assignments were in the Commission Meeting Packet. Commissioner Wooton moved to approve the committee assignments for 2013. Commissioner Duffy seconded the motion. A voice vote was unanimous and the motion carried.

CHECKS

Commissioner Duffey moved to approve checks in the amount of \$2,243,831.86. Commissioner Corn seconded the motion. A voice vote was unanimous and the motion carried.

REPORTS

Commission Wooton moved to approve the reports for the month. Commissioner Chesser seconded the motion. Commissioner Chesser asked a question in reference to the Road Department report. He stated we paid \$52,000 for people not to go to work. He also stated accrued sick leave should be paid out at the amount when it was accrued and not at the current rate if it is higher. A voice vote was unanimous and the motion carried.

UNSCHEDULED COMMUNICATIONS

None

MANAGER'S COMMUNICATIONS

None

COMMISSIONER'S COMMUNICATIONS

Commissioner Wooton commented on a great presentation of the Sheriff's Office Active Shooter Program, also the Lesser Prairie Chicken, the Mexico Wolf and the Permian Basin land exchange.

Commissioner Duffey commented on the visit to San Miguel County, the NMAC Conference and the Lesser Prairie Chicken.

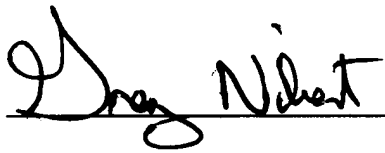
Commissioner Chesser commented on the Wolf Management Plan and his appreciation of the Commissioners in Chaves County.

Commissioner Corn commented on a trip he made to Santa Fe in an effort to secure new funds in the amount of \$298,000 that would be used to replace old video arraignment equipment.

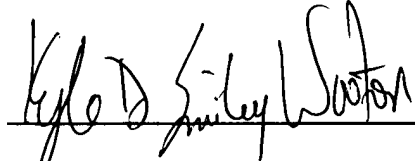
Commissioner Nibert stated many communities ask for handouts instead of taking care of themselves. He also mentioned the Prairie Chicken Rally, a letter from the Governor, the addition of Vera to the Manager's staff and his appreciation of county staff.

Commissioner Nibert stated there would be no closed session since Stan had to leave early and he adjourned the meeting at 10:27a.m., pending the signature of documents.

CHAVES COUNTY BOARD OF COMMISSIONERS



GREG NIBERT, CHAIRMAN



KYLE D. "SMILEY" WOOTON, MEMBER



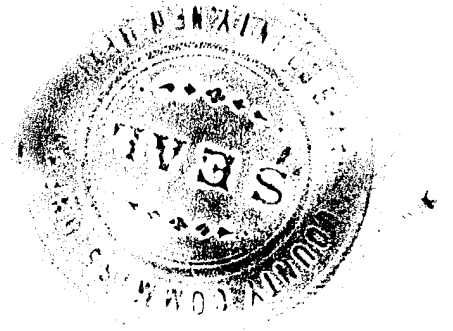
ROBERT CORN, MEMBER



JAMES DUFFEY, VICE CHAIRMAN



KIM CHESSER, MEMBER



ATTEST:



DAVE KUNKO, COUNTY CLERK