



**CHAVES COUNTY
BOARD OF COUNTY COMMISSIONERS**

**Jeff Bilberry, Chairman
T. Calder Ezzell Jr.
Vice Chair**



**Dara Dana, Member
Richard C Taylor, Member
Michael J. Perry, Member**

William B. Williams, County Manager

ADMINISTRATIVE MEETING MINUTES

THURSDAY, OCTOBER 17, 2024

CHAVES COUNTY ADMINISTRATIVE CENTER – JOSEPH R SKEEN BUILDING

#1 ST. MARY'S PLACE, ROSWELL, NM 88203

CALL TO ORDER

Chairman Bilberry called the meeting to order at 9:00 AM.

PLEDGE OF ALLEGIANCE

Commissioner Taylor led the pledge and Commissioner Dana led in prayer.

DETERMINATION OF QUORUM

Those present were Commissioners Bilberry, Ezzell, Dana, Taylor, and Perry. Also present were County Manager, Bill Williams, Public Services Director, Alex Palomino, Detention Center Director, Michael Brisco, Purchasing Director, Analicia Nieto, Road Supervisor, Joe West, IT Director, Andrew Rey, Finance Director, Anabel Barraza, County Clerk, Cindy Fuller, County Deputy Treasurer, Chanel Rey, Planning and Zoning Director, Louis Jaramillo, Sheriff, Mike Herrington, media, staff, and guests.

APPROVAL OF AGENDA

MOTION MADE TO: APPROVE THE AGENDA
MOTION MADE BY: COMMISSIONER TAYLOR
SECOND MADE BY: COMMISSIONER EZZELL
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

APPROVAL OF MINUTES

MOTION MADE TO: APPROVE THE MINUTES FROM THE MEETING HELD ON SEPTEMBER 19, 2024
MOTION MADE BY: COMMISSIONER DANA
SECOND MADE BY: COMMISSIONER TAYLOR
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

PRESENTATION

A certificate of recognition was presented to Karlye Rincón. She was selected as the Chaves County 4H FFA Queen for the 2024-2025 year and will serve as the ambassador of the Eastern New Mexico State Fair during rodeos. Ms. Rincón was presented with her crown and buckle by Desiree Rattan with Roswell Farm and Livestock and a photo was taken with the Commissioners.

AGENCY UPDATES

Court Compliance

Anabel Barraza, Chief Financial Officer, thanked the Commission for the remodel of the Court Compliance offices. Several employees of the Court Compliance team were present and also thanked the Commission.

Chaves County Cooperative Extension Office – Tamara Shubert, Drew Garnett, Katie Wright

Ms. Shubert gave an update from the Fair and on their annual Christmas showcase that is coming up. Ms. Wright also gave an update on the Fair and open enrollment for 4H. Mr. Garnett gave comments on how the office is moving forward and upcoming classes, CEUs, and presentations.

Chaves County Detention Center – Michael Brisco

Mr. Brisco shared their inmate numbers and gave information on upcoming training. Their inspection last month went great.

Roswell Chamber of Commerce – Andrea Moore

Ms. Moore gave updates on ribbon cuttings for new businesses, luncheon learns, and more.

Roswell Chaves County Economic Development Corporation– Mike Espiritu

Mr. Espiritu gave updates on businesses and the Roswell Air Races.

Chaves County Health Council – Kerry Moore

Ms. Moore is the new Director of the Health Council. She gave information on what they do and what their goals are for this year.

AGENDA ITEMS

A. PUBLIC HEARINGS

1. REQUEST TO APPROVE RATIFICATION OF SIGNED AMENDMENT #1 TO A-24-006 BETWEEN CHAVES COUNTY AND J&H SERVICES

Presenter: Analia Nieto, Purchasing Director

A-24-006 is the agreement between Chaves County and J&H Services for the construction services of the Corn Ranch EWP Repairs, approved in April 2024. Chaves County has received additional state funding which has required that our agreement between Chaves County and J&H Services include the clauses identified as 11D and 11E in the amendment provided in the packet. This amendment does not change the cost or any other terms and conditions of the agreement but merely includes these clauses so that we can utilize the state funds appropriated to this project. Staff and legal have reviewed and staff recommends approval.

MOTION MADE: APPROVE RATIFICATION APPROVAL OF AMENDMENT #1 TO A-24-006
MOTION MADE BY: COMMISSIONER TAYLOR
SECOND MADE BY: COMMISSIONER EZZELL
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

2. AGREEMENT A-24-055 BETWEEN CHAVES COUNTY AND THE NMDOT FOR TRANSPORTATION PROJECT FUNDS

Presenter: Alex Palomino, Public Services Director

Chaves County was awarded an FY 2025 Transportation Project Fund Grant, (TPF), in the amount of \$641,250.00. This agreement requires a 5% match in the amount of \$33,750.00 totaling up the agreement to \$675,000.00. This application was submitted for E. Pine Lodge Road, (Red Bridge to the Bitter Lakes Gate). Allocated funds must be spent by June 30, 2027. Staff recommends approval.

MOTION MADE TO: APPROVE AGREEMENT A-24-055
MOTION MADE BY: COMMISSIONER DANA
SECOND MADE BY: COMMISSIONER PERRY
IN FAVOR: COMMISSIONERS: BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

3. RESOLUTION R-24-045 – DELETION OF PROPERTY AND PROPOSED DISPOSITION

Presenter: Anabel Barraza, Chief Financial Officer

Approval of this resolution will allow staff to remove the attached inventory listed on Exhibit A. Staff recommends approval.

MOTION MADE TO: APPROVE RESOLUTION R-24-045
MOTION MADE BY: COMMISSIONER DANA
SECOND MADE BY: COMMISSIONER PERRY
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

4. RESOLUTION R-24-046 RATIFYING SUPPORTING AN AMICUS BRIEF ON UTAH V. UNITED STATES

Presenter: Bill Williams, Chaves County Manager

This resolution supports Chaves County being cosignatories of an Amicus Brief with the American Lands Council supporting Utah v. United States which would require the disposition of unappropriated federal lands in the State of Utah. Unappropriated federal lands do not include wildlife refuges, national parks, monuments, military holdings, or tribal lands. It only includes those lands which the federal government holds that have not been appropriated or approved by Congress. Upon ratification, staff recommends committing funds to assist in preparing the brief not exceeding \$2500.00. Staff recommends approval.

MOTION MADE TO: APPROVE RESOLUTION R-24-046
MOTION MADE BY: COMMISSIONER EZZELL
SECOND MADE BY: COMMISSIONER PERRY
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

5. RESOLUTION R-24-047 – OPPOSING ELECTRIC VEHICLE MANDATES IMPOSED BY THE NEW MEXICO CONSTRUCTION INDUSTRIES COMMISSION

Presenter: Bill Williams, Chaves County Manager

This resolution opposes the mandates by the New Mexico Construction Industries Commission requiring Electric Vehicle Charging provisions be made to residential dwellings and commercial construction project. Staff recommends approval.

MOTION MADE TO: APPROVE RESOLUTION R-24-047
MOTION MADE BY: COMMISSIONER TAYLOR
SECOND MADE BY: COMMISSIONER EZZELL
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

6. RESOLUTION R-24-048 – BUDGET ADJUSTMENT RESOLUTION FY 2024

Presenter: Anabel Barraza, Chief Financial Officer

The Finance Department is requesting a budget adjustment for the line items in Exhibit 'A'. These adjustments include an increase in the uniform line for the Sheriff's Department, funded by a donation; Keep Chaves County Beautiful Grant; an America Rescue Plan Act grant for an IT switch and engineering services for the Red Bridge project; an increase for three vehicles for the Sheriff's Department, funded by the proceeds from their auctioned vehicles; an increase in internet service for the Flood Department; and increase in supplies for the Sheriff and Detention Center, funded by IPRA fees that were collected for the quarter. Staff recommends approval.

MOTION MADE TO: APPROVE RESOLUTION R-24-048
MOTION MADE BY: COMMISSIONER DANA
SECOND MADE BY: COMMISSIONER TAYLOR
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

7. RESOLUTION R-24-049 SUPPORTING THE FILING OF AN AMICUS BRIEF WITH AZ/NM COALITION OF COUNTIES

Presenter: Bill Williams, Chaves County Manager

This resolution supports the filing of an Amicus Brief with the Arizona/New Mexico Coalition of Counties to support the Utah v. United States case to determine the legality of the United States vast holdings of unappropriated lands in the state of Utah. The cost Chaves County will contribute to preparing the brief will not exceed \$500.00. Staff recommends approval.

MOTION MADE TO: APPROVE RESOLUTION R-24-049
MOTION MADE BY: COMMISSIONER EZZELL
SECOND MADE BY: COMMISSIONER TAYLOR
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

8. RESOLUTION R-24-050 SUPPORTING OPERATION GREEN LIGHT FOR VETERANS

Presenter: Bill Williams, Chaves County Manager

This resolution is requesting support for Operation Green Light for Veterans, to honor their immeasurable sacrifices to preserve our freedom. Operation Green Light for Veterans salutes and honors veterans who have transitioned from active service. Upon passage of this resolution Chaves County will display green lights in both the Chaves County Courthouse and Administration Buildings for the month of November.

MOTION MADE TO: APPROVE RESOLUTION R-24-050
MOTION MADE BY: COMMISSIONER TAYLOR
SECOND MADE BY: COMMISSIONER EZZELL
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

OTHER BUSINESS

9. WAIVE THE ROAD CUT PERMIT FEE FOR BERRENDO COOPERATIVE WATER USERS ASSOCIATION, INC.

Presenter: Alex Palomino, Public Services Director

The Chaves County Right-of-Way (ROW) Use Permit Ordinance requires that road pavement excavations in excess of 24" be approved by the Chaves County Board of Commissioners. Normally, this would be done before an excavation however, occasionally Berrendo Cooperative Water Users Association, Inc. needs to repair waterlines in an emergency. The following ROW permits were requested, waterlines were repaired, and the roadway was repaired in accordance with Ordinance No. 44 requirements. Angelo Gurule of the Chaves County Road Department inspected both, and approved trench repairs were made to an acceptable condition.

Permit No.: 2564: 3937 Spring Branch Road and Cottonwood

Road Cut = 57 sq. ft Cost = \$1,980.00

Permit No.: 2566: 3761 Spring River Road

Min. Road Cut Fee Cost + \$1,800.00

Staff recommends approval.

MOTION MADE TO: APPROVE BOTH WAIVERS OF ROAD CUT PERMIT FEES FOR BERRENDO COOPERATIVE WATER USERS ASSOCIATION, INC.
MOTION MADE BY: COMMISSIONER DANA
SECOND MADE BY: COMMISSIONER PERRY
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

10. REQUEST TO PURCHASE A PIERCE 3000 GALLON BXT TANKER FOR MIDWAY VOLUNTEER FIRE DEPARTMENT FROM SIDDONSMARTIN EMERGENCY GROUP

Presenter: Analicia Nieto, Purchasing Director

Midway VFD has requested to purchase a Pierce 3000 Gallon BXT Tanker from Siddons-Martin Emergency Group in the amount of \$607,058.00. State Fire Marshall has reviewed the specifications and approved the purchase for Midway VFD. The purchase will be procured through NM State Price Agreement# 10- 00000-21-00101AF. Funds will be allocated from the Chaves County Replacement Fund in the amount of \$437,102.00 and from Midway Fire Funds in the amount of \$169,956.00. Staff recommends approval.

MOTION MADE TO: APPROVE THE PURCHASE OF A PIERCE 3000 GALLON BXT TANKER FOR MIDWAY VOLUNTEER FIRE DEPARTMENT FROM SIDDONSMARTIN EMERGENCY GROUP
MOTION MADE BY: COMMISSIONER PERRY
SECOND MADE BY: COMMISSIONER DANA
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

11. REQUEST FOR OUT OF STATE TRAVEL

Presenter: Michael Brisco, Detention Center Director

Warden M. Brisco is requesting approval for out-of-state travel for Lieutenant Kimberly Segovia will be attending the Decriminalizing Mental Illness Meeting held in Miami, Florida on December 5th thru December 6th, 2024. This training is to reduce the recidivism rate of the Chaves County Detention center and to help the citizens of Chaves County. This request is for the travel, meals, lodging and flight. Staff recommends approval.

MOTION MADE TO: APPROVE OUT OF STATE TRAVEL
MOTION MADE BY: COMMISSIONER EZZELL
SECOND MADE BY: COMMISSIONER DANA
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

APPROVAL OF CHECKS

MOTION MADE TO: APPROVE CHECKS IN THE AMOUNT OF \$3,775,247.72
MOTION MADE BY: COMMISSIONER TAYLOR
SECOND MADE BY: COMMISSIONER DANA
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

APPROVAL OF REPORTS

MOTION MADE TO: APPROVE REPORTS
MOTION MADE BY: COMMISSIONER DANA
SECOND MADE BY: COMMISSIONER TAYLOR
IN FAVOR: COMMISSIONERS BILBERRY, EZZELL, DANA, TAYLOR, AND PERRY
OPPOSED: NONE

UNSCHEDULED COMMUNICATIONS ARE LIMITED TO THREE MINUTES PER VISITOR NOT TO EXCEED 15 MINUTES. NO FORMAL ACTION WILL BE TAKEN BY THE COMMISSION.

Marvin Clements – 6102 Kincaid, Roswell, NM 88203
Mr. Clements made comments concerning his neighborhood.

Louis Jaramillo – Planning and Zoning Director
Mr. Jaramillo gave comments on 6207 Devonian and the south area of Roswell.

MANAGER'S COMMUNICATIONS

Mr. Williams congratulated Ms. Rincon and stated he always enjoys going to the fair and seeing the 4H, eating ice cream, and seeing the pigs. He thanked the Commissioners for the Court Compliance remodel. We will have a proclamation for Veterans on Veteran's Day and will also have a presentation by the DAR. There won't be a special meeting but everyone is invited. On November 12th he will be speaking at the Hagerman FFA and have a proclamation for them. They were one of the first chapters in New Mexico. On November 1st, Leadership Roswell will tour the County for County Day. We're in the process of putting the exterior cameras up at the Detention Center. He thanked the Commissioners for the funding of this project as well. He thanked all the staff for the wonderful job they do.

COMMISSIONERS' COMMUNICATIONS
COMMISSIONER PERRY

Commissioner Perry thanked Clerk Fuller for the voting update and Mr. Jaramillo for the property update. He appreciated the page numbers on the agenda and encouraged everyone to vote.

COMMISSIONER TAYLOR

Commissioner Taylor stated that as a veteran he wants to encourage all our citizens to put out a green light to honor our veterans. He thanked Clerk Fuller for the voting update. He urged everyone to get out and vote. He drove by the property on the south side of town and this is disgusting. He is hoping there is some action they can take because it's not acceptable.

COMMISSIONER DANA

Commissioner Dana thanked Anabel and Cindy for the updates. She encouraged everyone to get out and vote early. She thanked everyone who worked on the DAR proclamation. She spoke about Project America 250. They will be dedicating a plaque on the Courthouse lawn on Veteran's Day at 1:00 pm. This will be a celebration of our veterans and patriots of this great nation. She stated we have a great staff here at the County. They are very helpful and appreciated. She attended a New Mexico Counties board meeting in Los Alamos.

COMMISSIONER EZZELL

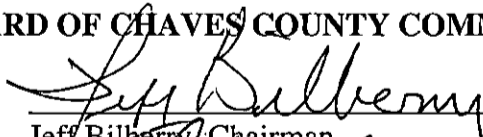
Commissioner Ezzell thanked all the departments for their hard work. He thanked Mr. Jaramillo for the update. He encouraged the Commission to take the steps they have to when December rolls around. He asked Lt. Drake and the Undersheriff to do whatever they can in Mr. Clement's area to catch the illegal activities. They would like to show Mr. Clement's that he is not wasting his time coming here.

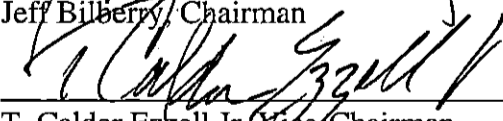
COMMISSIONER BILBERRY

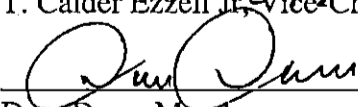
Commissioner Bilberry thanked everyone for their hard work. He encouraged everyone to go talk to ten people and ask them to vote. This is a pretty important election.

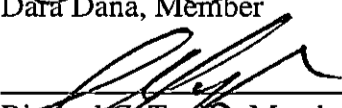
The meeting was adjourned at 10:28 am.

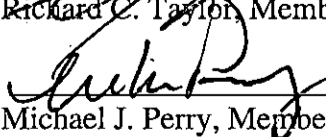
BOARD OF CHAVES COUNTY COMMISSIONERS




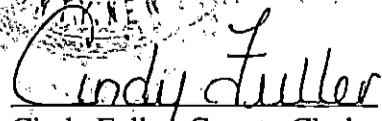
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ATTEST:


Cindy Fuller, County Clerk