



STATE OF NEW MEXICO, COUNTY OF CHAVES
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Dave Kunko, County Clerk

AUGUST 21, 2014

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

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

MINUTES

Commissioner Wooton moved to approve the minutes from July 24, 2014. Commissioner Nibert seconded the motion. Commissioner Corn amended the minutes under Commissioners Communications he wished to change what he stated because it was not exactly the way he had said it. His point on the Federal Land was to change it to State and then to private ownership, and not have it stop at the State level. Commissioner Wooton and Nibert accepted the amendment. A voice vote was unanimous and the motion carried.

PRESENTATION PHOENIX FLIGHT

Bill Armstrong and John Hitchcock gave a presentation on flights to and from Roswell and Phoenix. Jessica Chavez from the Economic Development Corporation also assisted with the presentation. The plan is to have 2 flights to and from Phoenix per day. The projected start date is April 1, 2015. The minimum revenue guarantee by the County would be \$100,000. \$50,000 due July 1, 2015 and the next \$50,000 would be due the following July. The entities already showing monetary support are the City of Roswell, Eddy County, Ruidoso and Artesia. There is a 30 day cancellation notice. If there are not enough seats being filled the flight service can be canceled with 30 days' notice. John Hitchcock showed some statistics that show a need for flights to the West. He stated that 43% of those that currently fly from Roswell to DFW, then take a connecting flight to the West. They believe the planes will be the same 50 seat planes used for the DFW flights. There was discussion about advertising. Commissioner Nibert stated money is tight right now due to the Detention Center expansion. He asked if the \$80,000 given to the Economic Development Corporation could be used since they could possibly operate on money they have in savings. The commitment of \$50,000 would have to be made now, but the money would not be due until July 1st. Commissioner Corn thanked Mr. Armstrong and Mr. Hitchcock for taking the lead on this project. He also stated the County is spending a lot right now on protecting the citizens. Commissioner Nibert asked if FLETC was going to change from law enforcement training. Jessica stated that their mission had not changed and that the immigration issue is separate from their training and it is considered to be temporary.

AGREEMENT A-14-034 WITH KLEEN-TECH SERVICES CORPORATION

Tammy Brisco West stated this a standard agreement and comes from the RFP award for Janitorial Service from the last Commission Meeting. She stated this contract will save us around \$40,000 compared to the past Janitorial Service Contract. Commissioner Wooton moved to approve A-14-034. Commissioner Chesser seconded the motion. Commissioner Wooton asked if they bid for all 3 buildings. Tammy stated she asked them specifically about all 3 buildings and was assured that they included all the buildings. A voice vote was unanimous and the motion carried.

RESOLUTION R-14-035 – APPROVAL OF CHANGES TO THE PERSONNEL CHARTS

Susan Goldstrom stated this resolution is to approve the changes to the personnel charts which are all part of this years' budget. Commissioner Chesser moved to approve R-14-035. Commissioner Nibert seconded the motion and it carried unanimously.

RESOLUTION R-14-036 – OPPOSING THE PROPOSED RULE TO DEFINE WATERS OF THE U.S.

Mr. Riggs explained that the proposed rule could be costly and burdensome for those who need to construct or maintain properties, as well as infringe on personal property rights. He also stated that

U.S. Senator Heinrich stated that this is not the intent of the rule. Commissioner Wooton moved to approve Resolution R-14-036. Commissioner Nibert seconded the motion. Commissioner Nibert felt we should add some language that says "and such rule shall not be enforced in Chaves County, New Mexico." Commissioner Wooton accepted this as an amendment to his motion. Commissioner Chesser asked if we send these to Congress. Mr. Riggs stated we send these all over. Commissioner Corn asked that we send a copy to NACO to assist their committees with resolutions. A voice vote was unanimous and the motion carried.

RESOLUTION R-14-037 – SUPPORTING MODERNIZATION OF THE ENDANGERED SPECIES ACT

Mr. Riggs stated this resolution would support bill HR 4315 and other legislation that would modernize the Endangered Species Act by adding transparency and accountability. Commissioner Nibert moved to approve Resolution R-14-037 with adding a sentence that says we request Senators Heinrich and Udall to support this legislation in the Senate and to affirmatively reflect their support back to Chaves County. Commissioner Chesser seconded the motion. A voice vote was unanimous and the motion carried. Chairman Duffey asked that this resolution be sent to counties in New Mexico and Commissioner Corn asked that it be sent to NACO and NMAC.

RESOLUTION R-14-038 – APPROVAL OF A BUDGET INCREASE FOR VARIOUS FUNDS

Finance Director, Joe Sedillo explained that a reimbursement from NMDOT to Chaves County needed to be included in the budget along with the courthouse maintenance budget. Commissioner Corn moved to approve Resolution R-14-038. Commissioner Wooton seconded the motion. A voice vote was unanimous and the motion carried.

RESOLUTION R-14-039 – 2016 TO 2020 INFRASTRUCTURE CAPITAL IMPROVEMENT PLAN (ICIP)

Georgianna Hunt gave an overview of the 2016 – 2020 ICIP. Commissioner Chesser moved to approve Resolution R-14-039. Commissioner Wooton seconded the motion. Chairman Duffey had Georgianna go over the priorities or top 5 projects. She stated the first project was the Solid Waste Convenience Centers, the second is the Hobson Road Planning and Pavement Project, the third is the Road Department Structure Replacements, the fourth is in car computers and server for the Sheriff's Department and the 5th is a Voting Machine Warehouse for the County Clerk's Office. Commissioner Nibert was concerned about computers being a Capital Improvement Project and felt the Hobson Road issue should be number 1. Mr. Riggs stated the ICIP is mainly to show that we are planning ahead. Non-emergency capital outlay items need to be included in this plan. He asked Commissioner Nibert if #4 is being removed from the priorities what would replace it? Commissioner Nibert felt the landscaping at the County Administration building should be moved into the top 5. There was discussion about the laptops, the Solid Waste Compactor Sites and priorities. Hobson road was made item #1, the Structure Replacements became item #2, the Solid Waste Sites are item #3, the Landscaping and Walking Trail became item #4 and the 5th item is still the Voting Machine Warehouse. Commissioner Chesser accepted the amendment to his motion. A voice vote was unanimous and the motion carried.

RESOLUTION R-14-040 – WAIVE MINIMUM PENALTY FOR DELINQUENT PROPERTY TAXES

Arturo Sanchez explained Resolution R-14-040. He stated the State Statutes give Counties the option to waive the minimum penalty for delinquent property taxes. Commissioner Wooton moved to approve Resolution R-14-040. Commissioner Chesser seconded the motion. Steve Harris explained how much collections had improved in Chaves County. Commissioner Nibert asked if the waiver helped with collections. Mr. Harris stated that as long as he has been Treasurer the \$5 penalty has always been waived. Commissioner Duffey stated that if we waive it every year we should just get rid of it. Commissioner Corn felt like we are rewarding those that are delinquent on their taxes. It was explained that this minimum penalty is applied to late tax bills under \$5. Mr. Harris stated he would like to have this waived. A voice vote was 4 in favor of the motion and 1 against the motion. The motion carried. Commissioner Corn voted in opposition to the motion.

OUT OF STATE TRAVEL – SHERIFF’S OFFICE

Lieutenant Ornelas explained that Deputy Shane Baker Traveled to Tucson to pick up military surplus equipment. The Sheriff’s Office is asking to approve payment of fuel for this trip. Commissioner Corn moved to approve the out of State travel and payment of fuel. Commissioner Chesser seconded the motion. There was discussion on payment for meals and military surplus items. A voice vote was unanimous and the motion carried.

OUT OF STATE TRAVEL – PLANNING AND ZONING DEPARTMENT

Mr. Riggs stated Anders Sheridan was sent to a Pinetop, Arizona to attend a public information session and public hearing on the proposed revision to the Nonessential Experimental Population of the Mexican Wolf. He was unable to attend the meeting in T or C, New Mexico. Commissioner Nibert moved to approve the out of State travel. Commissioner Chesser seconded the motion. A voice vote was unanimous and the motion carried.

APPROVAL OF CHECKS

Commissioner Nibert moved to approve checks in the amount of \$3,541,156.30. Commissioner Wooton seconded the motion. A voice vote was unanimous and the motion carried.

APPROVAL OF REPORTS

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

UNSCHEDULED COMMUNICATIONS

None

MANAGER’S COMMUNICATIONS

Mr. Riggs stated that there would be another attempt to have a jail tour of the new construction next Friday, August 29th at 9:00a.m. This would be a special meeting just to look at the new construction out at the Chaves County Adult Detention Center. The President and CEO of Bradbury and Stamm were in town Tuesday and Wednesday looking at the projects in town. Their target date is August 2015. The legislative priorities meeting would be around the 22nd of September. Last week there was a problem in the rotunda in the historical portion of the courthouse. The rotunda has been closed and a temporary walkway is being constructed to connect portions of the building. Bradbury and Stamm have said they would take a look at it and give us their opinion.

COMMISSIONER’S COMMUNICATIONS

Commissioner Corn stated the NMAC Criminal Justice Reform Policy Committee was set to meet July 16th and 17th but was canceled and has not been rescheduled.

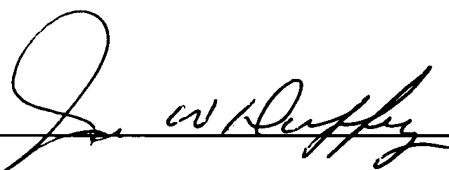
Commissioner Chesser said he attended the meeting in T or C, and he felt there was not new information presented. He feels like Fish and Wildlife had the meeting just to say they did their part. They have 4 alternatives they want to vote on for the recovery of the wolf. Each alternative seems similar. It looks like they just want wolves everywhere. There were 4 to 5 bus loads of pro wolf people that attended the meeting. He thanked Tammy for listing the cost savings on the agenda.

Commissioner Nibert said we have had several telephone conferences with the attorneys that are representing us in the Lesser Prairie Chicken Litigation. He stated the Federal Government is trying to get some of the lawsuits consolidated. Ours appears to still be on track with the Judge in Midland, Texas. The group that Curry County and Quay County went with is still in the process of deciding whether or not to file suit. It appears they will file in Oklahoma. This is a good effort with 4 or 5 pending lawsuits.

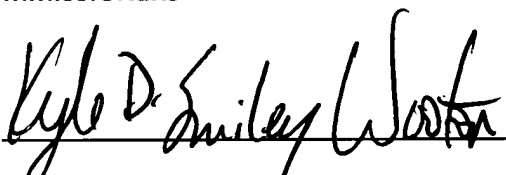
Commissioner Wooton had nothing to add at this time.

Chairman Duffey thanked the Commissioners for their efforts toward the County Fair. He stated they did purchase an animal again this year. It is great they we support the kids here in Chaves County as much as we can. He attended a NMAC Board of Directors Meeting and they came up with priorities. One major priority was to have the State take a look at the Federal Land issue and see if the State Legislature could look at getting Federal Land turned over to the State. Some northern counties originally opposed this item, however they all seem to be getting on board. The meeting was adjourned pending the signature of documents at 11:20a.m.

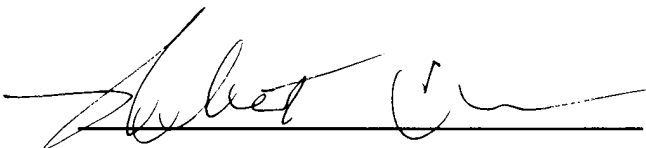
CHAVES COUNTY BOARD OF COMMISSIONERS



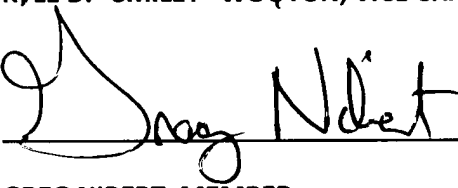
JAMES DUFFEY, CHAIRMAN



KYLE D. "SMILEY" WOOTON, VICE CHAIRMAN



ROBERT CORN, MEMBER



GREG NIBERT, MEMBER



KIM CHESSER, MEMBER

ATTEST:



DAVE KUNKO, COUNTY CLERK

