



STATE OF NEW MEXICO, COUNTY OF CHAVES
FILE FOR RECORD FEB 23, 2015 AT 12:12 O CLOCK PM
Book 00072 Page 00664 Pages 3
Dave Kunko, County Clerk

JANUARY 15, 2015

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 Cavin. Also present were County Manager Stan Riggs, Public Services Director Sonny Chancey, Finance Director Joe Sedillo, Sheriff Britt Snyder, Treasurer Steve Harris, County Clerk Dave Kunko, news media, staff and guests.

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

MINUTES

Commissioner Wooton moved to approve the minutes from the December 9, 2014 Special Meeting and December 18, 2014 Regular Commission Meeting. Commissioner Chesser seconded the motion. Commissioner Corn asked to amend the public hearing items of both meetings to state prior to the "in favor" and "against" to state "Opened for public comment." The amendment was agreed to by Commissioners Wooton and Chesser. A voice vote was unanimous and the motion carried.

AGENDA

Chairman Duffey stated item #7, election of officers would be moved to the first item, and then item #6, ITB-14-5 would be heard and item #3 would be moved after item #5.

ELECTION OF OFFICERS

Chairman Duffey asked for nominations for Chairman. Commissioner Wooton moved to nominate Commissioner Duffey. Commissioner Chesser seconded the motion. There were no other nominations. A voice vote was unanimous and the motion carried.

Chairman Duffey asked for nominations for vice chairman. Commissioner Wooton moved to nominate Commissioner Corn. There were no other nominations. A voice vote was unanimous and the motion carried.

BID ITB-14-5 ONE OR MORE NISSAN AND TOYOTA PASSENGER VANS

Tammy Brisco West explained that bids for Bid ITB-14-5, one or more Nissan and Toyota Passenger Vans had been received and opened. They were from Casa Nissan of El Paso, Roswell Nissan and Roswell Toyota. Funding for the purchase of these vans was through a grant received by the Vietnam Veterans Association in the amount of \$199,000 and Chaves County is the fiscal agent. This is to purchase multiple vans for the transporting of veterans to and from hospitals and doctor's appointments all over the state. There are 2 separate items that could be bid jointly or individually. The County received 3 bids. Staff finds the low bid for Bid Item 1 from Casa Nissan to be non-responsive to specifications due to the type and amount of exceptions taken to the specifications. Staff recommends award to the second low bid for Bid Item 1, Roswell Nissan. Roswell Toyota was the only bid received for Bid Item 2 and staff recommends award. There was a lengthy discussion about the bids, the bid option and current vans being used. Commissioner Chesser moved to approve award of Bid item 1 to Roswell Nissan in the amount of \$39,470.00 and Bid item 2 to Roswell Toyota in the amount of \$30,158.60 and the option if they so choose in the amount of \$35,192.84. Commissioner Wooton seconded the motion. A voice vote was unanimous and the motion carried.

AGREEMENT A-15-001 BETWEEN CHAVES COUNTY AND NM ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT

Georgianna Hunt explained that the Berrendo Volunteer Fire Department had received grant funds under the Volunteer Fire Assistance program in the amount of \$10,000.00. The funds are for Personal Protection Equipment and Fire Fighting Equipment. Commissioner Chesser moved to approve Agreement A-15-001. Commissioner Corn seconded the motion. A voice vote was unanimous and the motion carried.

RESOLUTION R-15-001 & R-15-002 NOTICE FOR PUBLIC MEETINGS

Mr. Riggs explained that these resolutions are required by law spelling out the County Policy for the IHC and Commission Meetings. Commissioner Wooton moved to approve Resolutions R-15-001 and R-15-002. Commissioner Chesser seconded the motion. A voice vote was unanimous and the motion carried.

RESOLUTION R-15-004 DECLARING INTENT OF CHAVES COUNTY TO ISSUE INDUSTRIAL REVENUE BONDS ON BEHALF OF NEXTERA ENERGY RESOURCES, LLC

Mr. Riggs explained that if approved this resolution would begin the process whereby Chaves County would issue 30 year Industrial Revenue Bonds in an amount not to exceed \$290,000,000 on Behalf of Nextera Energy Resources, LLC for a proposed solar farm in Chaves County. This is commonly referred to as an Inducement Resolution and in no way obligates the County to any further action unless approved by the Commission. Jim from Nextera gave a power point presentation of the proposed project and answered questions from the Commission. Commissioner Chesser moved to approve Resolution R-15-004. Commissioner Corn seconded the motion. A voice vote was unanimous and the motion carried.

BID ITB-14-4 & AGREEMENT A-14-043

Tammy Brisco West explained that 2 bids were received for construction of toilet rooms for the Chaves County Road Department. RCC, LLC dba Rivercrest Construction of Albuquerque was the low bid in the amount of 137,000.00. Vantage Engineering of Roswell was the other bid in the amount of \$174,000.00. Staff recommended the approval of the low bid. Mr. Riggs explained that the County has been looking at this for over 2 years. There is a real need for additional facilities. Commissioner Chesser stated that was a lot of money for a bathroom. Commissioner Wooton asked if this could wait until next year. The timing of this is not good and some houses don't cost that much money. There was discussion about doing this work with County employees. Mr. Chancey stated he would need more people to get this work done. Tammy stated more contractors came to the meeting and just chose not to bid. Commissioner Corn moved to award ITB-14-4 to the low bidder in the amount of \$137,000 and approve Agreement A-14-043. Commissioner Chesser seconded the motion. There was discussion about portable bathrooms and building the restrooms in a different area. Mr. Allensworth stated the County has actually been discussing this issue for 7 years. The motion went to a vote and failed 2 to 3. Commissioners Corn and Chesser voted in favor of the motion.

PERMISSION TO PUBLISH FOR PUBLIC HEARING LOW INCOME TAX REBATE ORDINANCE

Mr. Riggs mentioned that every odd numbered year Section 7-2-14.3G NMSA 1978 requires the Board of Commissioners to conduct a public hearing on the question of whether a property tax rebate benefitting low income property tax payers should be made available through adoption of a County Ordinance. The public hearing will be held at the next Regular Commission Meeting. Commissioner Wooton moved to approve publishing for a public hearing on a low income tax rebate ordinance. 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 \$4,241,895.34. Commissioner Corn seconded the motion. A voice vote was unanimous and the motion carried.

APPROVAL OF REPORTS

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

UNSCHEDULED COMMUNICATIONS

Larry Connelly stated his goal this year was to see that the old trailers and junk north of town be cleaned up. This is one of the first things you see as you drive into Roswell. Mr. Riggs stated that Marlin had been hired back as the P & Z Director and this is the top priority.

MANAGER'S COMMUNICATIONS

Stan stated that next week is the NMAC Midwinter Conference in Santa Fe. During the luncheon on Thursday Chaves County will receive an Outstanding Audit Award. He asked to get a list of committee preferences from the Commissioners because those assignments would be done at the meeting on February 19th. He introduced Bill Williams as the new facility maintenance manager. He mentioned the 60 day legislative session, NMAC priorities and local priorities.

COMMISSIONER'S COMMUNICATIONS

Commissioner Corn stated he went to a Council of Governments (COG) for Southeastern New Mexico meeting last Friday. There was a presentation by Bill Morris, the Eddy County Community Services Director asking the COG to allow Intergovernmental transfers in time of a disaster. If Eddy County were to have a flood they could contact Chaves County and if we have equipment and personnel available we could assist. The COG is going to put together some Ordinances that could be considered by the Counties and Municipalities in this district. The State response to the Eddy County flood emergency was not done in a timely manner. People needed help right away. He stated he needed to clarify his report on the Sage Grouse. It is not ready to be voted on to remove from the endangered species list they voted to not spend additional government funds in reference to the Sage Grouse. The resolutions we sent to NACO should be on the agenda when he goes to Washington DC. He told everyone traveling to Santa Fe next week to be safe.

Commissioner Wooton stated volunteers make the world go around. He thanked Commissioners Duffey and Corn for being the Chairman and Vice Chairman. He thanked Rita Kane and Magil Duran and Bert Eldridge for all their work. He thanked the Road and Flood Control Departments. He welcomed Commissioner Cavin. He conveyed his condolences to the Rigg's family.

Commissioner Chesser welcomed Commissioner Cavin. There has been a final ruling and the Fish and Wildlife Dept. is listing the Mexican Wolf as an endangered subspecies. He went to a meeting where he learned communication is going to cost us a lot of money in the near future. A few years ago we were forced to go to narrow band as a nationwide mandate. This did not make communication better and law enforcement and emergency services are compromised by this issue. Eddy County changed to digital and it cost around 6 million dollars. We need to be thinking about this problem.

Commissioner Cavin thanked everyone at the Administration Building for welcoming him to the Board of County Commissioners. This is his first meeting and it has been an interesting one. This Commission works hard and there is great discussion of all the issues. He stated he was very happy to be here. Our prayers go out to the Riggs family and the Nibert family for recent losses.

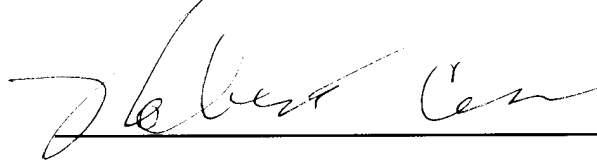
Commissioner Duffey stated he does like to joke around, but takes this job very seriously. We really need more public input. We have public hearings with no public response. People need to take a stance. He looks forward to seeing all those going to Santa Fe and he welcomed Commissioner Cavin.

The meeting was adjourned pending the signature of documents at 10:51a.m.

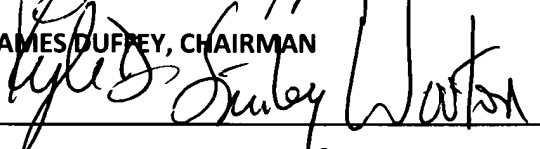
CHAVES COUNTY BOARD OF COMMISSIONERS



JAMES DUFFEY, CHAIRMAN



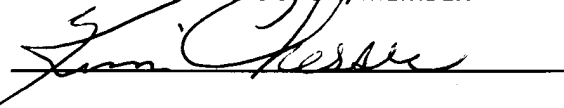
ROBERT CORN, VICE CHAIRMAN



KYLE D. "SMILEY" WOOTON, MEMBER



WILLIAM E. CAVIN, MEMBER



KIM CHESSER, MEMBER

ATTEST: 

DAVE KUNKO, COUNTY CLERK

