



OCTOBER 20, 2016

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 Corn called the meeting to order at 9:00a.m. Those present were Commissioners Wooton, Duffey, Chesser, Corn and Cavin. Also present were County Manager Stan Riggs, Public Services Director Bill Williams, Sheriff Britt Snyder, Finance Director Joe Sedillo, County 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

County Clerk Dave Kunko mentioned some minor changes to the minutes. Commissioner Wooton moved to approve the Minutes from the September 15th Commission meeting as amended. Commissioner Cavin seconded the motion. A voice vote was unanimous and the motion carried.

PUBLIC HEARINGS

SUBDIVISIONS CASE SD 2016-10 VACATION OF RIGHT-OF-WAY IN GREENFIELD SUBDIVISION

Marlin Johnson stated this was a request to vacate the alleys in Block 23 and 24 in Greenfield Subdivision. Marlin stated there is no need for the County to have these Right-of-Ways and they contain no utilities. Chairman Corn opened the Public Hearing to public comment.

IN FAVOR – Joanna Rodriguez spoke in favor of the vacation

AGAINST - None

Commissioner Chesser moved to approve Case SD 2016-10, the vacation of right-of-ways in the Greenfield Subdivision with the Conditions of Approval and Findings of Fact. Commissioner Duffey seconded the motion. A voice vote was unanimous and the motion carried.

CASE Z 2016-06 REQUEST TO REZONE TO INDUSTRIAL DISTRICT FROM AGRICULTURAL/RESIDENTIAL

Marlin Johnson explained this case is a request to rezone from Agricultural/Residential to Industrial. This case was unanimously approved by the P & Z Commission with conditions of approval and findings of fact. Chairman Corn opened the Public Hearing to public comment.

IN FAVOR – Joanna Rodriguez spoke in favor of the request.

AGAINST - None

Commissioner Wooton moved to approve Case Z 2016-06 with the conditions of approval and findings of fact. Commissioner Duffey seconded the motion. A voice vote was unanimous and the motion carried.

CASE Z 2016-07 VARIANCE IN AREA II, AGRICULTURAL AND AGRICULTURAL/RESIDENTIAL

Marlin Johnson explained that this is a request for a variance to allow a parcel less than 5 acres in Area II. He stated the P & Z Commission approved the variance with the conditions of approval and findings of fact. Chairman Corn opened the Public Hearing to public comment.

IN FAVOR – Steve Swarengin and Chris Cortez spoke in favor of the variance.

AGAINST - None

Commissioner Wooton moved to approve Case Z 2016 -07 with the conditions of approval and findings of fact. Commissioner Duffey seconded the motion. A voice vote was unanimous and the motion carried.

CASE Z 2016-08 VARIANCE IN AREA II, INDUSTRIAL

Marlin Johnson explained that this is a request for a variance to allow a parcel of less than 5 acres in Area II, Industrial. He stated the P & Z Commission approved the variance with the stipulations and findings of fact. Chairman Corn opened the Public Hearing to public comment.

IN FAVOR – None

AGAINST – None

Commissioner Chesser moved to approve Case Z 2016-08 with the stipulations and findings of fact. Commissioner Duffey seconded the motion. A voice vote was unanimous and the motion carried.

ORDINANCE O-096 FRANCHISE AGREEMENT WITH MID-AMERICA PIPELINE COMPANY, LLC

Stan Riggs stated this ordinance would authorize a non-exclusive franchise agreement with Mid-America Pipeline Company, LLC for 25 years to operate and maintain a pipeline in Chaves County. There was an agreement in place that lapsed and they would like to get one back in place. Chairman Corn opened the Public Hearing to public comment.

IN FAVOR – None

AGAINST – None

Commissioner Duffey moved to approve Ordinance O-096. Commissioner Cavin seconded the motion. There was discussion on why this is an ordinance. Mr. Riggs stated this is done primarily for liability reasons. This actually protects both parties. A voice vote was unanimous and the motion carried.

AGREEMENTS AND RESOLUTIONS

AMENDMENT NO. 1 TO AGREEMENT A-13-006 WITH ROCKY MOUNTAIN HOLDINGS, LLC

Stan Riggs explained that Amendment #1 to Agreement A-13-006 is with Rocky Mountain Holdings, LLC for air ambulance services for the indigent in Chaves County. Rocky Mountain Holdings recently acquired the other air ambulance company that provides services to Chaves County. The contract needs to be amended so the County can pay the subsidiaries. Commissioner Wooton moved to approve Amendment #1 to Agreement A-13-006. Commissioner Chesser seconded the motion. A voice vote was unanimous and the motion carried.

RESOLUTION R-16-041 TERMINATION OF FLEXIBLE BENEFITS PLAN WITH AFLAC AND JOIN THE STATE OF NEW MEXICO PLAN

Mr. Riggs explained that this resolution if approved would terminate the flexible benefit plan with AFLAC and allow Chaves County to join the State of New Mexico Plan. The employees can still utilize the services of AFLAC but the premium will no longer be payroll deducted. Commissioner Duffey moved to approve resolution R-16-041. Commissioner Cavin seconded the motion.

RESOLUTION R-16-042 APPROVAL OF BUDGET ADJUSTMENT

Anabel Barraza explained that the Finance Department was requesting a budget adjustment for various departments to ensure positive budget balances. Commissioner Chesser moved to approve Resolution R-16-042. Commissioner Wooton seconded the motion. A voice vote was unanimous and the motion carried.

OTHER BUSINESS

APPOINTMENT OF MEMBER TO JOY CENTER BOARD OF DIRECTORS

Stan Riggs stated that Chaves County is responsible for appointing 3 members to the JOY Center Board. Mr. McCrea is one of those members and his term has expired. The Executive Director for the JOY Center has requested that he be reappointed to a 2 year term. Commissioner Cavin moved to

approve reappointment of Mr. McCrea to a 2 year term. Commissioner Duffey seconded the motion. A voice vote was unanimous and the motion carried.

APPROVAL OF SUBMISSION OF FY 17/18 CONTINUUM GRANT APPLICATION

Lucia Serrano stated that the Chaves County Comprehensive Strategy Board would like approval for the submission of the FY 17/18 Continuum Grant Application in the amount of \$260,847.00. Commissioner Wooton moved to approve the submission of the FY 17/18 Continuum Grant Application. Commissioner Cavin seconded the motion. A voice vote was unanimous and the motion carried.

APPROVAL OF CHECKS

Commissioner Duffey moved to approve checks in the amount of \$2,615,002.13. Commissioner Wooton 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 Duffey seconded the motion. A voice vote was unanimous and the motion carried.

UNSCHEDULED COMMUNICATIONS

None

MANAGER'S COMMUNICATIONS

Stan Riggs stated the General Election Canvas would be scheduled for Thursday, November the 10th because the County is closed on Friday for Veteran's Day. He stated this week is Character Counts Week. There was an Open House last night at one of our buildings for Eye Associates and it was well attended. October 28th is County Day for Leadership Roswell. The Halloween Door Decoration Award went to the Finance Department. Tomorrow everyone is supposed to wear pink for Breast Cancer Awareness. He thanked all the employees for their help in adopting Pecos Elementary School and the Back Pack Program. He thanked everyone for attending the BLM meeting, he felt it was a good first meeting. November always seems a little crazy. We will have our two meetings in November, and one in December and call it a year.

COMMISSIONER'S COMMUNICATIONS

Commissioner Wooton congratulated the Finance Department on the Door Decorating Contest. He welcomed George Libby to the County as the Facility Maintenance Director.

Commissioner Duffey mentioned an Association of Counties Meeting and he had a copy of the agenda and back up material if anyone was interested. The Door decorations were very nice. He mentioned the Eastern New Mexico State Fair. Elections are coming up, so go vote.

Commissioner Chesser stated his grandson came through the building with him for the Halloween celebration and he really enjoyed it. He congratulated all the Character Counts winners.

Commissioner Cavin thanked everyone in the County for all their hard work. He said it was a busy October and he told everyone to be safe.

Chairman Corn mentioned the door contest and the decorating inside the offices. Thank goodness the election is almost over. Take the time to become an informed voter and go vote. Every vote counts. He said he was pleased the County has adopted Pecos Elementary and he stated Roswell Rotary rights a check for the Back Pack Program.

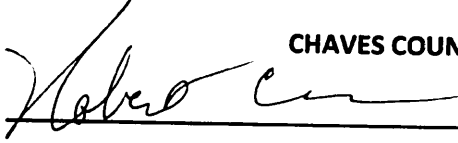
CLOSED SESSION PURSUANT TO SECTION 10-15-1(H)(2) NMSA TO DISCUSS LIMITED PERSONNEL ISSUES AND SECTION 10-15-1(H)(8) NMSA TO DISCUSS SALE OF REAL PROPERTY

Commissioner Wooton moved to go into closed session pursuant to 10-15-1(H)(2) NMSA to discuss limited personnel issues and 10-15-1(H)(8) NMSA to discuss sale of real property at 9:55 a.m. Commissioner Duffey seconded the motion. Commissioner's Wooton, Duffey, Chesser, Cavin and Corn

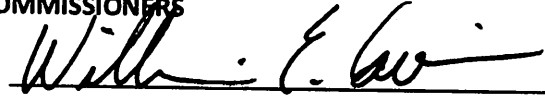
all voted yes in a roll call vote. Commissioner Duffey moved to come out of closed session and all items discussed during the closed session were limited to those mentioned in the motion for closure and no action was taken. Commissioner Chesser seconded the motion. All 5 Commissioner's voted yes in a roll call vote.

The meeting was adjourned pending the signature of documents at 10:48a.m.

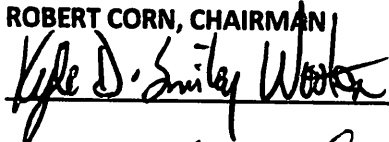
CHAVES COUNTY BOARD OF COMMISSIONERS



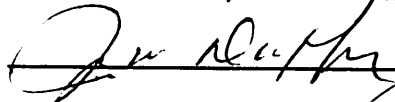
ROBERT CORN, CHAIRMAN



WILLIAM E. CAVIN, VICE CHAIRMAN



KYLE D. "SMILEY" WOOTON, MEMBER



JAMES DUFFEY, MEMBER



KIM CRESSER, MEMBER

ATTEST: 

DAVE KUNKO, COUNTY CLERK

