



NOVEMBER 17, 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, Commissioner Elect Calder Ezzell, Commissioner Elect Jeff Bilberry, County Clerk Dave Kunko, news media, staff and guests.

Commissioner Elect Bilberry led the Pledge of Allegiance and Commissioner Elect Ezzell led in prayer.

MINUTES

Commissioner Wooton moved to approve the Minutes from the October 20th and November 10th Commission meetings. Commissioner Chesser seconded the motion. A voice vote was unanimous and the motion carried.

PROCLAMATION

Chairman Corn read a proclamation proclaiming December 4th through December 10th as DWI Awareness Week.

PUBLIC HEARINGS

SUBDIVISIONS CASE Z 2012-18 CONSIDER REVOCATION OF THE REZONE TO INDUSTRIAL DISTRICT FOR AN OIL FIELD SERVICES BUSINESS

Marlin Johnson explained that this property is located at 93 Burns Road. The rezone was approved on October 18, 2012 with 7 conditions. He stated that at least 2 of the conditions had not been met as of September 2016. Numerous calls have been received in reference to this property and many letters have also been received supporting the revocation. Chairman Corn opened the Public Hearing to public comment.

Mary Freeland stated this is a horrible situation and has been that way for 2 years. Their bags of trash have brought in rats. Tom Mayes also mentioned the trash and rats. He also stated at one time there were 3 rigs on the property.

Commissioner Chesser stated he has not met the conditions and he chose not to come to this hearing. Commissioner Wooton asked if the land was contaminated. Marlin stated it would take extensive testing to determine contamination. Commissioner Duffey suggested that the rezone be revoked until he meets the specifications and then he could re-apply. Commissioner Chesser moved to revoke the rezone to industrial for an oil service business. Commissioner Wooton seconded the motion. A voice vote was unanimous and the motion carried.

AGREEMENTS AND RESOLUTIONS

AGREEMENT A-16-032 WITH F & H INVESTMENTS, LLC

Stan Riggs explained that this building would continue to house behavioral health services until December 2017. The terms of the lease remain at \$10,000 per month. The County subleases the building to La Casa for these services. Commissioner Duffey moved to approve Agreement A-16-032. Commissioner Wooton seconded the motion. A voice vote was unanimous and the motion carried.

RESOLUTION R-16-043 HOLIDAY SCHEDULE FOR 2017

Mr. Riggs presented the 2017 Holiday Schedule for approval by the Commission. Commissioner Duffey moved to approve Resolution R-16-043. Commissioner Cavin seconded the motion. A voice vote was 4 to 1 and the motion carried. Commissioner Chesser voted no.

RESOLUTION R-16-044 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 Duffey moved to approve Resolution R-16-044. Commissioner Wooton seconded the motion. A voice vote was unanimous and the motion carried.

OTHER BUSINESS

APPROVAL OF JOB SPECIFICATIONS FOR ASSISTANT PLANNER

Stan Riggs stated that Chaves County Code Enforcement Officer retired and Mr. Riggs would like to see the position upgraded to an Assistant Planner. This position would be responsible for Code Enforcement and additional duties as set forth by the job specification. Commissioner Cavin moved to approve the job specifications and position upgrade for Assistant Planner. Commissioner Chesser seconded the motion. A voice vote was unanimous and the motion carried.

AWARD BID ITB-16-3 BULK FUEL

Mr. Riggs stated Chaves County received Bulk Fuel bids from 4 bidders. He stated staff recommends award to 2 of the bidders. Bell Gas and AWC Propane were the 2 recommended for award. Commissioner Duffey moved to approve award of Bid ITB-16-3 to Bell Gas and AWC Propane as recommended in the Staff Summary. Commissioner Chesser seconded the motion. There was discussion about refinery prices and delivery cost. A voice vote was unanimous and the motion carried.

APPROVAL OF LEASE OF MOTOR GRADERS WITH OPTION TO BUY

Bill Williams stated that the Chaves County Road Department would be replacing 4 motor graders in February 2017. The Road Department has budgeted \$18,000 for 4 motor graders for 6 months. The contract is with CES, through 4 Rivers Equipment. Commissioner Chesser moved to approve the lease of motor graders with the option to buy. Commissioner Duffey seconded the motion. There was discussion about the buyout price and the age of the units the County is replacing. A voice vote was unanimous and the motion carried.

APPROVAL OF CHECKS

Commissioner Wooton moved to approve checks in the amount of \$1,946,920.61. Commissioner Duffey seconded the motion. A voice vote was unanimous and the motion carried.

APPROVAL OF REPORTS

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

UNSCHEDULED COMMUNICATIONS

Rita Kane-Doerhoefer stated she sits on the DWI Board and an issue needs to be addressed with the State. Chaves County pays \$717,000 in liquor taxes and we only received back \$306,000 to address DWI problems. This is a big problem. The Electric Light Parade is scheduled for December 3rd and she asked if there would ever be a tour of the jail.

MANAGER'S COMMUNICATIONS

Stan Riggs stated the County would be closed Thursday and Friday in observance of Thanksgiving. The swearing in of the newly elected officials will be on December 30th at 9:00 a.m. by Judge Baldock. The last regular Commission Meeting of the year is scheduled for December 14th at 9:00 a.m. and the next meeting with BLM is scheduled for December 6th at 9:00 a.m. The County will be responsible for bell ringing for the Salvation Army at K-Mart from 9:00 to 5:00 on December 9th. The Department of Labor rule initiated by the Obama Administration regarding overtime for certain employees will go into effect December 1st. It is possible that the Trump Administration could revise this

rule. There will be a Commission Meeting in early January to elect a Chairman and set the meeting dates. He hopes that BLM 2.0 will either be rescinded or revised.

COMMISSIONER'S COMMUNICATIONS

Commissioner Wooton stated it is Thanksgiving time and we need to be thankful for all our blessings. He is pleased with the election and protestors need to get over it. Now they know how we felt the last 8 years.

Commissioner Cavin thanked everyone in the County for all their hard work. It has been an honor to work with this Commission. He got to witness the swearing in of 50 + graduates of the Police Academy. Four of them will be going to the Roswell Police Department, including his son and 2 will be going to the Chaves County Sheriff's Office. We appreciate what these individuals will be doing for our community.

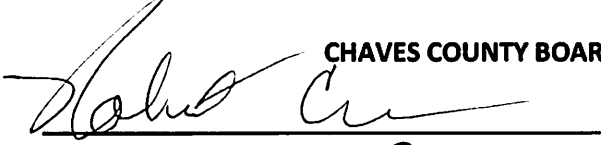
Commissioner Duffey agreed with the statements of the other 2 Commissioners and he wanted to welcome the incoming Commissioners. He mentioned an Association of Counties/Municipal League Joint Meeting and he mentioned the Legislative Priorities. It is Thanksgiving time and he is thankful to be here and he wished safe travels for all those going places during the holiday.

Commissioner Chesser thanked the new Commissioners for being present at the meeting. There have been some changes made in the Clean Water Act. The critical habitat issue for the Jaguar still has some items pending and is still a concern at this time. He thanked everyone and said have a great Thanksgiving.

Chairman Corn mentioned a tax policy meeting in Santa Fe on November 21st. He is not sure what is going to happen but he is fairly certain the Chairman of the Ways and Means Committee is not going to be Chairman anymore. January 17th there will be a tax policy meeting with people from around the State and the Legislative Conference for NMAC begins that day as well. He reminded the incoming Commissioners that if they wish to go we need to get their travel arrangements set. On February 24th through the 28th he and Commissioner Cavin will be attending the legislative meetings for NACO. He is hoping there will be an opportunity to discuss issues with our legislative delegation and other members of the House and Senate. He is looking forward to the BLM meeting on December 6th.

The meeting was adjourned pending the signature of documents at 10:09 a.m.

CHAVES COUNTY BOARD OF COMMISSIONERS



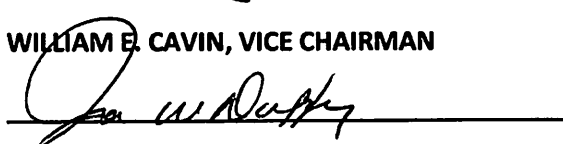
ROBERT CORN, CHAIRMAN



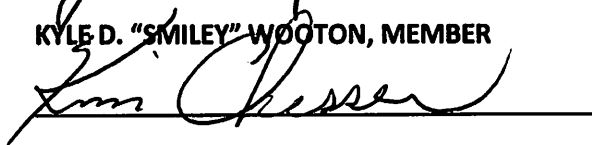
WILLIAM E. CAVIN, VICE CHAIRMAN



KYLE D. "SMILEY" WOOTON, MEMBER



JAMES DUFFEY, MEMBER



KIM CHESSER, MEMBER

ATTEST: 

DAVE KUNKO, COUNTY CLERK

