

**MARCH 21, 2019**

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 Cavin called the meeting to order at 9:00a.m. Commissioner Bilberry led the pledge and Commissioner Ezzell led in prayer. Those present were Commissioners Bilberry, Dana, Ezzell, Corn and Cavin. Also present were County Manager Stan Riggs, Public Services Director Bill Williams, Sheriff Mike Herrington, Finance Director Joe Sedillo, Treasurer Charlotte Andrade, County Clerk Dave Kunko, news media, staff and guests.

#### **MINUTES**

Commissioner Bilberry moved to approve the Minutes from February 21, 2019. Commissioner Corn seconded the motion. A voice vote was unanimous, and the motion carried.

#### **PUBLIC HEARINGS**

##### **CASE Z 2019-03 SPECIAL USE PERMIT FOR A TELECOMMUNICATIONS FACILITY IN AN RESIDENTIAL/AGRICULTURAL DISTRICT**

Mary Rogers stated approval of this special use permit would allow a wireless telecommunications facility in a Residential/Agricultural District. The Planning and Zoning Commission recommended approval with the conditions and findings of fact. Chairman Cavin opened the public hearing for public comment.

IN FAVOR: None

OPPOSED: None

Commissioner Corn moved to approve Case Z 2019-03 with the stipulations and findings of fact. Commissioner Dana seconded the motion. A voice vote was unanimous, and the motion carried.

#### **AGREEMENTS AND RESOLUTIONS**

##### **AGREEMENT A-19-001 RATIFICATION OF CDBG AGREEMENT FOR \$238,528.04**

Georgianna Hunt stated staff is requesting ratification of Grant Agreement A-19-001 in the amount of \$238,528.04 between New Mexico Department of Finance and Chaves County. This grant is for planning, designing, construction and installation of a new elevator in the Chaves County Courthouse. Commissioner Corn moved to approve Ratification of Agreement A-19-001. Commissioner Bilberry seconded the motion. Bill Williams stated one half of the funding was received last year for this project and this amount is the other half. A voice vote was unanimous, and the motion carried.

##### **RESOLUTION R-19-009 CHAVES COUNTY CERTIFIED ROAD MILEAGE TO NMDOT**

Bill Williams stated staff is requesting approval of Resolution R-19-009 reporting the Chaves County Certified Road Mileage to NMDOT. This is required annually for funding for Counties for road maintenance purposes. The certified road mileage for 2019 is 1,390.644 miles. Commissioner Bilberry moved to approve Resolution R-19-009. Commissioner Ezzell seconded the motion. A voice vote was unanimous, and the motion carried.

##### **RESOLUTION R-19-011 DELETION OF PROPERTY AND PROPOSED DISPOSITION**

Joe Sedillo stated the yearly physical inventory has been completed. Staff is requesting removal of the attached list from the inventory. Commissioner Corn asked about cabinets, coat closets and furniture. Mr. Riggs stated a lot of that has been moved to other County offices. This is primarily to get rid of items that no longer have value. Joe Sedillo stated that items are first offered to other departments and then sent to auction. Mr. Sedillo mentioned the online auction and that it was working very well for Chaves County. Commissioner Corn moved to approve Resolution R-19-011. Commissioner Dana seconded the motion. A voice vote was unanimous, and the motion carried.

## **RATIFICATION OF RESOLUTION R-19-012 LOCAL EMERGENCY/DISASTER DECLARATION**

Mr. Riggs stated that Chaves County declared an emergency on March 14, 2019 due to the severe weather that occurred on March 12<sup>th</sup> and 13<sup>th</sup>. Staff is requesting ratification of the Resolution and he stated it has been amended twice. A Declaration of Emergency is required prior to any reimbursements the County may be entitled. Karen Sanders from Emergency Management went over the steps in this process and mentioned what the thresholds were for reimbursement. Mr. Riggs stated there would be a meeting next week with all the entities providing services to determine the entire cost. Also included is damage to a Sheriff's vehicle and Volunteer Fire Department vehicle. Commissioner Corn moved to ratify Resolution R-19-012 as amended. Commissioner Ezzell seconded the motion. A voice vote was unanimous, and the motion carried.

## **RESOLUTION R-19-013 APPROVAL OF BUDGET ADJUSTMENT**

Joe Sedillo stated the Finance Committee recommends allocating \$25,000 to the Local Economic Development Corporation to assist with the USA Beef Project located on South Main Street. USA Beef is diversifying their services. John Mulcahy from the Local Economic Development Corporation stated this opportunity will expand their operation and employ an additional 8 people. Their next project could increase their numbers by as many as 35 employees. Commissioner Corn moved to approve Resolution R-19-013. Commissioner Dana seconded the motion. A voice vote was unanimous, and the motion carried.

## **OTHER BUSINESS**

### **2019 CHAVES COUNTY ANNUAL ROAD HEARING FREEHOLDER REPORTS AND APPLICATION SUMMARY**

Mr. Williams stated the 2019 Freeholder reports were attached. The public hearing for the applications is April 18, 2019. The Commission is required to view the roads sometime after the public hearing. Viewing the roads will take up most of the day. Commissioner Bilberry moved to approve the freeholder reports. Commissioner Corn seconded the motion. A voice vote was unanimous, and the motion carried.

### **APPROVE THE 2019 PERA ANNUAL VOLUNTEER FIRE DEPARTMENT REPORTS**

Bill Williams stated the Chaves County Volunteer Fire Departments are requesting approval of their Annual Public Employees Retirement Association (PERA) reports to allow the volunteer firefighter retirement credit for their service year. Commissioner Ezzell moved to approve the 2019 PERA Annual Volunteer Fire Department Reports. Commissioner Bilberry seconded the motion. A voice vote was unanimous, and the motion carried.

### **APPROVE RECOMMENDATION FOR NEW FLOOD COMMISSIONER**

Stan Riggs stated our Flood Commissioner was Morgan Nelson who served for a decade and recently passed away. The Governor appoints this position and Mr. Riggs believes we should make a recommendation. He stated Tim Jennings name had come up as a possible replacement. Commissioner Corn moved we forward the name of Tim Jennings as the recommendation from Chaves County. Commissioner Ezzell seconded the motion. A voice vote was unanimous, and the motion carried.

### **APPROVE FY 2019/2020 LAW ENFORCEMENT PROTECTION FUND APPLICATION**

Sheriff Herrington stated through the Law Enforcement Protection Fund Chaves County is eligible for \$39,200 for fiscal year 2019/2020. He has designated \$25,000 for eligible supplies and \$14,200 for training and travel. Commissioner Dana moved to approve the Law Enforcement Protection Fund Application for FY 2019/2020. Commissioner Ezzell seconded the motion. A voice vote was unanimous, and the motion carried.

### **APPROVAL OF CHECKS**

Commissioner Corn moved to approve checks in the amount of \$2,050,932.17. Commissioner Bilberry seconded the motion. A voice vote was unanimous, and the motion carried.

## **APPROVAL OF REPORTS**

Commissioner Bilberry moved to approve the reports for the period. Commissioner Dana seconded the motion. A voice vote was unanimous, and the motion carried.

## **UNSCHEDULED COMMUNICATIONS**

Rita Kane-Doerhoefer thanked Joe West and his crew and Commissioner Dana. They each took 500 trash bags to help with clean-up in the valley. She mentioned some additional funds that Keep Chaves County Beautiful has for projects.

County Clerk Dave Kunko stated a same day registration bill was passed into law. The Clerks were told they should just pass it anyway because we would never agree. The Clerks came up with some modifications they felt they could live with and presented those as options. A bill was passed that is better than the one that cleared the House of Representatives but is still not ideal.

Road Department Superintendent Joe West thanked the County for allowing them to help people in trouble. The tornado and then high winds knocked down power poles, trees and made a terrible mess. He thanked Angelo Gurule for coordinating their efforts and all his crew.

## **MANAGER'S COMMUNICATION**

Mr. Riggs stated these storms were a disaster. He mentioned James Salas as another person instrumental in providing help to those in need. Mr. Riggs said we are getting better at responding to disasters because we have had a lot of practice lately. He thanked all those that provided assistance. We were very fortunate there were not fatalities. The Public Hearing for road applications will be April the 18<sup>th</sup>. Our local legislators fought hard to protect our interests and it appears they have done very well in securing capital outlay funds. The Department of Homeland Security audited our County cyber security and elections. They felt we had a very good system in place. They made a few suggestions to make it even better. It was a very good audit. We are in the process of updating our camera system. The road tour is set for April 23<sup>rd</sup>, we are beginning the budget process and it will be completed at the Commission Meeting in May.

## **COMMISSIONERS' COMMUNICATIONS**

Commissioner Bilberry thanked everyone for their hard work. People in Chaves County look out for their neighbor.

Commissioner Ezzell also thanked everyone for their hard work and looking out for each other.

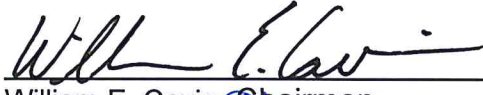
Commissioner Dana thanked all those involved with the disaster response and she appreciated being in the loop. She thanked Rita Kane-Doerhoefer for all her efforts. The tornado was not that far from where she lives and it was so nice to see the government serving those in need in Chaves County.

Commissioner Corn stated it was amazing to see all the responders and numerous agencies working together. They worked through the night it was really quite a process addressing all the issues including the power outage. He and Chairman Cavin were in Washington D.C. for 10 days and really covered a lot of ground. They addressed the importance of PILT and the affect SRS can have on PILT. It really was a good trip.

Chairman Cavin stated a lot has happened since the last meeting. He thanked the Chaves County Legislators for their efforts in obtaining capital outlay funds. He thanked Rita Kane-Doerhoefer, the road department, the Sheriff's Office, Karen Sanders, other agencies and all the volunteers for their work on the disaster. The Washington, D.C. trip was very good. We have a real problem on the border and Human Trafficking is a big issue. Our Congress Women did come down and got to see a trafficking station first hand. Chaves County is the greatest county in the country. He stated God Bless America.

The meeting was adjourned at 10:34 a.m.

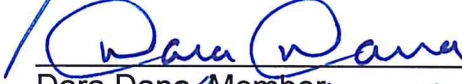
BOARD OF CHAVES COUNTY COMMISSIONERS



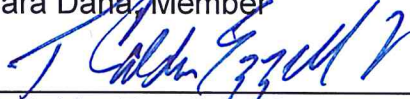
William E. Cavin, Chairman



Jeff Bilberry, Vice-Chairman



Dara Dana, Member



T. Calder Ezzell Jr, Member



Robert Corn, Member



Dave Kunko  
County Clerk