



**CHAVES COUNTY  
BOARD OF COUNTY COMMISSIONERS**

William E. Cavin, Chairman  
Jeff Bilberry, Vice Chairman



Dara Dana, Member  
T. Calder Ezzell Jr, Member  
Richard C Taylor, Member

William B. Williams, County Manager

**ADMINISTRATIVE MEETING MINUTES  
THURSDAY, MARCH 17, 2022  
CHAVES COUNTY ADMINISTRATIVE CENTER – JOSEPH R SKEEN BUILDING  
#1 ST. MARY’S PLACE, ROSWELL, NM 88203**

**CALL TO ORDER**

Commissioner Bilberry called the meeting to order at 9:02 am.

**PLEDGE OF ALLEGIANCE**

Commissioner Dana led the pledge and Commissioner Ezzell led in prayer.

**DETERMINATION OF QUORUM**

Those present were Commissioners Bilberry, Ezzell, Dana and Taylor. Commissioner Cavin joined via Audio call.

Also present were County Manager – Bill Williams, Public Services Director – Mac Rogers, County Attorney – Stan Riggs, Facility Maintenance Director – Scott Massey, IT Director – Alfredo Garcia, Assistant Finance Director – Lucia Serrano, Chief Deputy Clerk – Travis Williams, Planning and Zoning Director – Louis Jaramillo, Under Sheriff – Charles Yslas, media, staff, and guests.

**APPROVAL OF MINUTES**

MOTION MADE TO: APPROVE THE MINUTES FROM THE MEETING HELD ON February 17th, 2022  
MOTION MADE BY: COMMISSIONER DANA  
SECOND MADE BY: COMMISSIONER TAYLOR  
IN FAVOR: COMMISSIONERS CAVIN, BILBERRY, EZZELL, DANA AND TAYLOR  
OPPOSED: NONE

**PRESENTATION – Recognition of Makayla Kormendy**

*Presenter: Bill Williams – County Manager*

In October, Makayla Kormendy was selected as the Chaves County 4H and FFA Fair Queen for 2021/2022. Her duties will include making appearances for various events in and around the community, she’s excited to be a positive role model and the ambassador for the Eastern New Mexico State Fair and Rodeo. Makayla is in the Junior Class at Goddard High School and is an active member of the Goddard FHA Chapter. Makayla currently serves as the President of the Chaves County 4-H Council and is the Vice-President of the Rustic Arrows 4-H Club. She has been in the horse and rodeo program for 8 years and after high school, Makayla has plans to attend Texas Tech University and major in Equine Science. Makayla was formally recognized.

**PROCLAMATION – Rise with Roswell – Roswell Chamber of Commerce**

*Presenter: Bill Williams – County Manager*

Mr. Williams stated that Andrea Moore is not here this morning, but she will be at the meeting on March 24<sup>th</sup>, this proclamation is the Rise with Roswell Agricultural Appreciation Day, which will be March 24<sup>th</sup>, 2022. Whereas Agriculture is a leading industry in Chaves County and whereas for the past century Chaves County has been one of the top producing Agricultural Counties in the State of New Mexico and whereas Chaves County Farmers, Ranchers and Dairy Producers are

among the hardest working and most productive in the United States and whereas the economic impact derived from the Agricultural Industry is vital to all citizens of Chaves County and whereas the Chaves County Board of Commissioners recognizes and appreciates the efforts of all Farmers, Ranchers and Dairy Producers as well as their families and employees for the financial strength and the stability they bring to our local economy and therefore the Chaves County Board of Commissioners hereby proclaims March 24<sup>th</sup>, 2022 as Agricultural Appreciation Day in Chaves County. Done this 17<sup>th</sup> day of March 2022, Board of Chaves County Commissioners.

This will be read again at the Rise with Roswell breakfast on the 24<sup>th</sup> and, as you know, that breakfast is put on by the Roswell Chamber of Commerce to Honor the Agriculture in our community.

Commissioner Bilberry:

Thank you, Bill, we would like to send thanks to the Chamber of Commerce for what they do to recognize the AG Industry in our County. We will move on to Mike to give us his report.

#### **UPDATE ON THE ECONOMIC DEVELOPMENT CORPORATION**

*Presenter: Mike Espiritu, President*

Good morning, Mr. Chairman and Commissioners, It's a great time to be in New Mexico Isn't It, especially in Chaves County. Couple of things to bring you up to date on, I just attended recently the site selectors guild, we're a partner to this organization and its consultants that are actively working on projects across the globe. I met with about 24 different consultants, and we have one possible project as a result, so we will see how that comes along and its an Aviation project. Ascent Aviation, to give you an update, they are on track, and we have had some bumps in the road, but so you know they have hired 17 people already right here in Chaves County. They've already started demoing an aircraft here at the air center. They're also leasing additional buildings at the air center as well as some office space and anticipate being in their hangar by the fourth quarter of this calendar year, which is pretty exciting. That is phase one and then phase two is a second hangar and we will talk more about that as it comes along. As you know, I've been very involved with career tech education throughout our County, spent a lot of time with folks from the lower valley, particularly with Hagerman.

Just yesterday we hosted a career connections event that included all the districts in the County and brought everyone together to include the Pecos Valley Education Co-Op and what we talked about was how we can bring industry partners more to the table to help create the information for the pathways for young people in the different career fields. We brought a company in called NEPRIS, I've met those folks before, it's an online platform that provides an enormous amount of information to help not only the students but the education community and there will be more on that to follow up but we're pretty excited about that. We are working towards a Regional Consortium of all the school districts and how we can use that platform to really help our education community to move this forward with the young people for their success. Recently we worked with NMMI, one of two so far on industry days and this past one was on healthcare and we saw over 80 cadets and anxious to see how that goes and the next one will be on April 4<sup>th</sup> Law Enforcement Day and security things of that nature. We already have a number of industry partners there and I believe our Sheriff's Department will be there as well so thank you for that. Good to get that word out to the NMMI cadets. We have attended some and you may have heard about these opportunity fairs, I mentioned last month about the enormous amount of students that are being dropped from school rolls because of attendance for whatever the reasons are a very large number. What Roswell ISD has started is an opportunity fair to try and bring the students back to school, to continue school and graduate one day. So far, It is working, we don't see the numbers where we'd like or what they would like obviously so we're going to have another one in the near future.

Very involved with CAVU aerospace at the air center and as you know CAVU is another one of our emerald companies as they continue to expand, they have more work than they have people, like most businesses. But with CAVU they've also been very involved with our schools, in fact,

today they are going to be in Hagerman and doing a presentation to students at the high school. I find that pretty good that they're involving the folks in the lower valley as to what's available in the aircraft industry. We've also been working with Job Corps and New Mexico Youth Challenge, and I think it's real important because there are students there as well as in our County and as you know the Youth Challenge those are students from all over the state and whatever we can do to help those young people to a pathway to success and maybe stay here for jobs that we have right here in Chaves County is our goal.

We had a recent meeting with MET, Inc., not sure if you know about MET, Inc. They are a company funded by the Department of Labor and they provide opportunities through the National Farm Workers Jobs Program, I'm not sure if you know about that or not but they provide funding for young people linked to the agriculture industry throughout our state but particularly in the Southern part of our State. So, we're partnering with them through our extension services folks to reach out to our local farmers and ranchers, anyone tied to the agricultural where young people at the age of 18 or over can access funding that will help pay for wages and training and all sorts of things. Even if they go to the University, it will even help pay for some of their incidentals, room and board, things like that. We're pretty excited about that to move forward and I will let you know how that transpires because there are people out there that can probably use those resources. We also met recently with the Dexter High School principal about a different kind of career day for the Dexter high school because we can hopefully get those folks online to help their students as well. As you can tell we're doing a lot of work throughout our County to help our young people.

On our business retention side, we continue to assist local businesses in our County, we have one business right now that we've been assisting with and working with the State that is in Roswell to grow. So It is an expansion of about 2000 square feet, a couple of jobs but that's a good indication of how our economy is moving along better here in the County. Last month we visited about 34 businesses throughout our County and checked in with them and I think the biggest issue with them, is still staffing.

Well, that concludes my briefing I will now stand for any questions that you may have.

Commissioner Bilberry – Does anyone have any questions?

**NO QUESTIONS PRESENTED**

Commissioner Bilberry – Thank you very much and thank you for what you do.

Mr. Espiritu – It's a pleasure, Thank you Sir.

**AGENDA ITEMS  
PUBLIC HEARINGS**

**1. CASE Z-2022-01 – Special Use Permit for Second Residence on a Lot**  
*Presenter: Louis Jaramillo, Planning and Zoning Director*

Chairman and Commissioners, Good Morning. Presented today is case Z-2022-01 to approve or deny special use to allow a second residence on a lot in Area 2, Zone A agricultural residential district. The agent and caretaker Chris and Karri Everett wish to place a second home, a single-wide manufactured home at 6590 Old Dexter Highway in Dexter NM for the care of their elderly mother, Diana Henson that currently lives on and owns the property. The subject property and the surrounding properties are zoned A agricultural residential as well. The second residence would be placed directly west of the existing home with a new septic system placed further west of the proposed new home. Both homes shall be served by the existing domestic well as permitted by the New Mexico Office of State Engineer. The property size is sufficient to allow a second septic system based on the New Mexico Environmental Departments requirements and State Statute 20.7.3.302. The Planning and Zoning Commission recommended approval of this special use permit with seven conditions of approval by a vote of 4-0 based on findings of fact 1-

5 stated in staff's report. Staff recommends approval of this special use, also there is an agreement letter as part of the staff report, for which, if approved Ms. Henson will sign and we will have notarized and filed with the Chaves County Clerk's Office.

IN FAVOR: Diana Henson – I am sick, I have seizures and I need Karri and my son-in-law to take care of me. I never know when I get them and that will surely help if the kids can be out there with me. Thank you.

IN FAVOR: Karri Everett – I am Diana Henson's daughter and I speak in favor of.

IN FAVOR: Chris Everett – 6590 Old Dexter Highway – I am Diana Henson's Son-in-law and I as well speak in favor of it. Thank You.

OPPOSED: No one in the Chamber  
No one online

MOTION MADE TO: APPROVE THE SPECIAL USE PERMIT FOR CASE Z-2022-01 SUBJECT TO THE FINDINGS OF FACT MOTION MADE BY: COMMISSIONER DANA SECOND MADE BY: COMMISSIONER CAVIN IN FAVOR: COMMISSIONERS CAVIN, BILBERRY, EZZELL, DANA, AND TAYLOR OPPOSED: NONE
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**AGREEMENTS AND RESOLUTIONS**

**2.RESOLUTION R-21-056 DELETION OF PROPERTY AND PROPOSED DISPOSITION**

*Presenter: Lucia Serrano, Assistant Finance Director*

Good morning, Mr. Chairman and Commissioners, before I begin I would like to thank all the departments and department heads for completing their fiscal year 22 fiscal inventory check. Everything went well and smooth and I would just like to thank all of the departments for turning them in. Agenda Item #2 is Resolution R-21-056 Deletion of Property and Proposed Disposition. Your approval of this resolution will allow staff to remove the attached inventory. Exhibit A has all the assets listed, staff recommends approval.

MOTION MADE TO: APPROVE RESOLUTION R-21-056 MOTION MADE BY: COMMISSIONER TAYLOR SECOND MADE BY: COMMISSIONER DANA IN FAVOR: COMMISSIONERS CAVIN, BILBERRY, EZZELL, TAYLOR AND DANA OPPOSED: NONE
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**3. RESOLUTION R-22-016 APPOINTMENT TO THE COUNTY BOARD OF REGISTRATION**

*Presenter: Casey Higgins, Bureau of Elections Chief*

Good morning, Mr. Chairman and Commissioners, Item #3 Resolution R-22-016 Appointment to the County Board of Registration. On June 17<sup>th</sup>, 2021 Resolution R-21-28 was approved appointing Carolyn Hollifield, Daniel Johnson and Dave Kunko to the County Board of Registration, On November 2<sup>nd</sup>, 2021 Carolyn Hollifield was elected to the Chaves County Soil and Water Conservation Board. In accordance with state statute the Board of Registration shall not be an elected official during their time to serve making Carolyn Hollifield, ineligible to serve. The County proposes that Dorothy Hellums be appointed to serve the remainder of the term. Staff recommends approval.

Commissioner Dana : Mr. Chairman, I do have a question. Have we notified Dorothy Hellums? Is she good with this?

Casey Higgins : Yes, we have

Commissioner Dana: And what is the Board of Registration?

Casey Higgins: Mr. Chairman, Commissioners, the Board of Registration assists in the NVRA process which is the National Voter Registration Act

Commissioner Dana: How often will they have to meet?

Casey Higgins: Chairman, Commissioners, they meet no later than the 15<sup>th</sup> of March of odd numbered years, so they will meet one time. Thank You.

MOTION MADE TO: APPOINT DOROTHY HELLUMS TO THE BOARD OF REGISTRATION TO SERVE THE REMAINDER OF CAROLYN HOLLIFIELDS TERM AND APPROVE RESOLUTION R-22-016  
MOTION MADE BY: COMMISSIONER EZZELL  
SECOND MADE BY: COMMISSIONER DANA  
IN FAVOR: COMMISSIONERS CAVIN, BILBERRY, EZZELL, DANA AND TAYLOR  
OPPOSED: NONE

**4. RESOLUTION R-22-017 APPOINTMENT TO THE COUNTY VALUATION PROTEST BOARD**

*Presenter: Bill Williams, Chaves County Manager*

Mr. Chairman, Commissioners, New Mexico Law requires the Board of County Commissioners to appoint two members to the County Valuation Protest Board, an employee of State Property Tax Division will also serve as a member of the board. In addition, the County is required to appoint two alternates to the board. Mr. Mark Daniels and Mr. Lee Allison are both willing to serve as board members on the protest board and Mr. Frank Sturges and Mr. Edward McClelland are willing to serve as alternates. This is every two years for the assessor's office in case anyone questioned their property taxes. Staff recommends approval.

MOTION MADE TO: APPROVE RESOLUTION R-22-017 – APPOINTMENT TO THE COUNTY VALUATION PROTEST BOARD  
MOTION MADE BY: COMMISSIONER TAYLOR  
SECOND MADE BY: COMMISSIONER EZZELL  
IN FAVOR: COMMISSIONERS CAVIN, BILBERRY, EZZELL, DANA AND TAYLOR  
OPPOSED: NONE

**5. RESOLUTION R-22-018 – REPORTING 2022 CERTIFIED ROAD MILEAGE TO NEW MEXICO DEPARTMENT OF TRANSPORTATION**

*Presenter: Mac Rogers, Public Services Director*

Good morning, Mr. Chairman and Commissioners, this request is for approval of Resolution R-22-018 – Reporting 2022 Certified Road Mileage to New Mexico Department of Transportation as required by statute. The County is required to report annually the total number of certified miles to NMDOT for maintenance funding purposes. The reported road mileage for 2022 is 1,387.79 miles, down about a mile from last year. I'll stand for any questions.

MOTION MADE TO: APPROVE RESOLUTION R-22-018 REPORTING 2022 CERTIFIED ROAD MILEAGE TO NEW MEXICO DEPARTMENT OF TRANSPORTATION  
MOTION MADE BY: COMMISSIONER DANA  
SECOND MADE BY: COMMISSIONER EZZELL  
IN FAVOR: COMMISSIONERS CAVIN, BILBERRY, EZZELL, DANA AND TAYLOR  
OPPOSED: NONE

**ITB'S/RFP'S**

**6. RFP-22-001 – DESIGN PROFESSIONAL SERVICES FOR PECOS VALLEY REGIONAL COMMUNICATION CENTER**

*Presenter: Sandra Rodriguez, Purchasing Director*

Good morning, Mr. Chairman and Commissioners, agenda item #6 RFP-22-001 – Design Professional Services for Pecos Valley Regional Communication Center. Desert Peak Architects of Las Cruces, NM submitted the only proposal received under RFP 22-001. Staff found the proposal responsive to specifications and the evaluation committee conducted the review of the proposal giving the offer a total score of 88.8 points out of 100. Staff recommends award be made to Desert Peak Architects, if awarded it is anticipated that a contract will be on the agenda for consideration at the next Commission meeting. Staff recommends approval.

MOTION MADE TO: ACCEPT RFP 22-001 DESIGN PROFESSIONAL SERVICES FOR PECOS VALLEY REGIONAL COMMUNICATION CENTER  
MOTION MADE BY: COMMISSIONER DANA  
SECOND MADE BY: COMMISSIONER EZZELL  
IN FAVOR: COMMISSIONERS CAVIN, BILBERRY, EZZELL, TAYLOR AND DANA  
OPPOSED: NONE

**7. RFP-22-002 DESIGN PROFESSIONAL SERVICES FOR PUBLIC HEALTH OFFICE**

*Presenter: Sandra Rodriguez, Purchasing Director*

A total of three proposals were received, ASA Architects of Roswell, NM, NCAR Architects of Albuquerque, NM and Desert Peak Architects of Las Cruces, NM. Unfortunately Desert Peak Architects proposal was considered non-responsive at the time of opening due to the vendor uploading the wrong proposal. The staff finds the two other proposals responsive to specification and recommends award to the highest-ranking offeror ASA Architects of Roswell, NM. If awarded it is anticipated that a contract will be on the agenda for consideration at the next commission meeting, staff recommends approval.

Commissioner Dana: Mr. Chairman I was on the evaluation committee and my reasoning for ASA was they work well with local people and local subs. I like the fact that they are trying to do as much local here in Roswell and Chaves County.

Commissioner Ezzell: Mr. Chair, what RFP did Desert Peak actually respond to?

Sandra Rodriguez: They actually uploaded the one for the PVRCC again.

MOTION MADE TO: AWARD RFP 22-002 DESIGN PROFESSIONAL SERVICES FOR PUBLIC HEALTH OFFICE TO ASA ARCHITECTS  
MOTION MADE BY: COMMISSIONER DANA  
SECOND MADE BY: COMMISSIONER EZZELL  
IN FAVOR: COMMISSIONERS CAVIN, BILBERRY, EZZELL, TAYLOR AND DANA  
OPPOSED: NONE

**OTHER BUSINESS**

**8. APPROVE FISCAL YEAR 2022-2023 LAW ENFORCEMENT PROTECTION FUND APPLICATION**

*Presenter: Charles Yslas, Chaves County Under Sheriff*

Mr. Chairman, Commissioners, Good Morning, Item #8 is the application of the Law Enforcement Protection Fund. Through the Law Enforcement Protection Fund, Chaves County is eligible for a total of \$79,000.00 for Fiscal Year 2022-2023. This money will be used to purchase and/or fund the following: ammunition, targets, portable radio batteries, pepper spray, graphics, and assorted police equipment. Prior to 2022, the LEPF distributed \$20,000.00 to local agencies and

\$600.00 for each Certified Law Enforcement Officer that they had with their agency. In 2022 they revamped that and now we receive \$45,000.00 straight across the board as a Sheriff's Office with \$1,000.00 per Certified Officer. We currently have 34 Certified Deputies with us for a total of \$34,000.00 plus the \$45,000.00 which equals the \$79,000.00. The distribution will be \$10,000.00 into line item 224 - Travel Training Per Diem, \$10,000.00 to line item 225-Supplies and tools, including ammunition. Into line item 230, for a total of \$29,500.00 – non-expendable supplies, including firearms, replacement firearms, parts, things such as that in line item 231, \$29,500.00. Staff recommends approval and acceptance of these funds. I stand for any questions.

MOTION MADE TO: APPROVE APPLICATION FOR THE LAW ENFORCEMENT PROTECTION FUND BY THE SHERIFF'S DEPARTMENT  
MOTION MADE BY: COMMISSIONER TAYLOR  
SECOND MADE BY: COMMISSIONER DANA  
IN FAVOR: COMMISSIONERS CAVIN, BILBERRY, EZZELL, DANA, AND TAYLOR  
OPPOSED: NONE

#### **9. 2022 CHAVES COUNTY ANNUAL ROAD HEARING FREEHOLDER REPORTS**

*Presenter: Mac Rogers, Public Services Director*

Mr. Chairman, Commissioners, submitted are the freeholder reports from their viewing of the roads for the 2022 Road Applications. The freeholders recommend approval of the proposed maintenance status changes, additionally they agree the applications submitted for vacations meet the requirements set forth in the County Road Policy. The public hearing for these applications will be next month, April 14<sup>th</sup>, 2022. At that meeting this board will be asked to reserve a date between April 26<sup>th</sup> - April 28<sup>th</sup> for their viewing of the roads, we estimated that it will take about half a day to view the 7 applications. I stand for any questions.

Commissioner Ezzell: Will we pick up the mile we lost?

Mac Rogers: I don't think so.

MOTION MADE TO: APPROVE 2022 FREEHOLDER REPORTS  
MOTION MADE BY: COMMISSIONER EZZELL  
SECOND MADE BY: COMMISSIONER DANA  
IN FAVOR: COMMISSIONERS CAVIN, BILBERRY, EZZELL, DANA, AND TAYLOR  
OPPOSED: NONE

#### **10. PERMISSION TO PUBLISH 2022 PUBLIC ROAD HEARING**

*Presenter: Mac Rogers, Public Services Director*

Mr. Chairman, Commissioners, this request is to advertise for the 2022 County Road Hearing at the regular meeting of the Board of Commissioners to occur on April 14<sup>th</sup>, 2022. Attached is the legal ad and updated schedule. Staff recommends approval.

MOTION MADE TO: APPROVE PUBLISH OF THE 2022 PUBLIC ROAD HEARINGS  
MOTION MADE BY: COMMISSIONER TAYLOR  
SECOND MADE BY: COMMISSIONER DANA  
IN FAVOR: CAVIN, BILBERRY, EZZELL, DANA AND TAYLOR  
OPPOSED:

#### **11. APPROVE THE 2021 PERA ANNUAL REPORTS FOR THE CHAVES COUNTY VOLUNTEER FIRE DEPARTMENTS**

*Presenter: Mac Rogers, Public Services Director*

Mr. Chairman, Commissioners, agenda item #11 Chaves County Volunteer Fire Departments are requesting your approval of their annual Public Employee Retirement reports. These reports are submitted annually to PERA to allow the volunteer firemen to receive retirement credit for their service here. Staff recommends approval.

MOTION MADE TO: APPROVE 2021 PERA ANNUAL REPORTS FOR THE CHAVES COUNTY VOLUNTEER FIRE DEPARTMENTS  
MOTION MADE BY: COMMISSIONER DARA  
SECOND MADE BY: COMMISSIONER EZZELL  
IN FAVOR: CAVIN, BILBERRY, EZZELL, DANA AND TAYLOR  
OPPOSED: NONE

## 12. REQUEST FOR OUT OF STATE TRAVEL

*Presenter: Bill Williams, Chaves County Manager*

Bill Williams is requesting approval for out-of-state travel for the 30/30 summit to be held in Lincoln, Nebraska on April 21<sup>st</sup> – 22<sup>nd</sup> 2022. Staff recommends approval.

MOTION MADE TO: APPROVE OUT OF STATE TRAVEL  
MOTION MADE BY: COMMISSIONER EZZELL  
SECOND MADE BY: COMMISSIONER DANA  
IN FAVOR: CAVIN, BILBERRY, EZZELL, DANA AND TAYLOR  
OPPOSED: NONE

**UNSCHEDULED COMMUNICATIONS LIMITED TO THREE MINUTES PER VISITOR NOT TO EXCEED 15 MINUTES. NO FORMAL ACTION WILL BE TAKEN BY THE COMMISSION.**

### **RITA KANE-DOERHOEFER :**

Mr. Chairman, Commissioners, secretary for Keep Chaves County Beautiful. Let's start with facility maintenance, thank You Sandra, Where'd she go, she left, anyway we just spent \$763.00 on red rubber tire mulch to go at the Court House. I want to thank Scott, we were out there for an hour talking about certain things that needs to be done at the Court House. Number two, I am spending money as fast as I possibly can on cleanups, by the way we have the scouts, not boy scouts or girl scouts but the scouts, on the walking trail on April 2<sup>nd</sup> at 9am. If you want to come help us, that's a Saturday, We'll give you pickers, bags and gloves and I will instruct you on how to properly pick up trash. There is an art to picking up trash. Thank you for approving, or maybe they haven't approved it yet but thank you Bill, thank you Mac for approving the Court House lawn for the two events. The one in July, which I don't know what they're calling it and the Chili Cheese and thank you Joe West for giving us a roll off, because the city does not want us throwing our trash in their containers.

This is going to be, I'm going to sandwich the bad stuff in with the good stuff, the bad stuff is and I am not threatening, please do not think I'm threatening, I'm promising. This is a package deal we have to spend \$4,405.00 and change on two large trees for the Court House and this is where Scott and I met discussing what trees, I have called, I have e-mailed, I have messaged on Facebook. If we do not spend this money we do not get the camera's. So everything has to be in by March 31<sup>st</sup>, it has to be at the State on March 31<sup>st</sup>. So I have called, I have tried everything short of going to Texas and buying the trees, but we have to get this done or we lose not only the money for the camera's but the money for the trees and we will never get it back again, not next year.

Now the good stuff, I want to thank Anabel, Georgianna, and Lucia and everyone in the Finance Department for helping me do paperwork, I do not do paperwork very well and we've had 11 cleanups, or we're doing 11 cleanups and I do the paperwork and then Georgianna fixes it for me, and we get it done. We had \$4,400.00 to spend and I will spend every dime of that, I was with 40 students from Goddard yesterday picking up trash. Alright, we have another grant cycle coming up, we do have the Grant on hand, and we have one month to fill it out. This is for the



Grant Cycle 2022/2023 and the Board voted, I did not persuade them at all, we are now doing tree, shrubs, and plants at the Joy Center and then I got this letter and I do have this friend, because she calls me her friend here and it says, "That is fantastic Rita." She has solicited \$250.00 to help with the Arts and Crafts building at the fairground and it says, "Thank you, your friend Candy" So I do have a friend and we're going to work and we're going to spend thousands of dollars at the Fair Board because we were asked that we need to give the County a break in planting and putting everything in. So, we're going to the Fair Board and it's going to be Candy, Rick Ford, Sean and myself, that are going to go out there, I guess you can come too, if you want. (Directed towards Commissioner Ezzell) But Sean said that he can handle Candy and me, I'm not so sure about that.

Last but not least, this is one of the first years that the University of Miami is in the basketball tournament, the Cubs are on today and the season starts on my birthday. Remember last Thursday when I said that I quit talking to the Governor, I quit writing to the President but I wrote two e-mails to Robert Manfred and guess what, that afternoon they settled the strike. So anyway, Baseball season, Basketball Season, Thank you. Does anybody have any comments?

Commissioner Dana: I do have a question, the trees you're talking about, you can't get anybody to call you back?

Rita Kane-Doerhoefer: No, I can't. I've emailed and I've also private messaged him on Facebook. We're talking, Commissioner Dara, of 4-foot balls, we're talking about big big trees, Red Crimson King Maple. We're right on the border for the Maple, we bring them in, and I am hoping we can get the man in Ft. Sumner to sell us the trees if he ever opens. Then, I'm hoping to sweet talk Commissioner Bilberry in bringing them down for us. Joe, thank you Road Department, has already said that he will dig the holes, we're talking about big holes, 4 feet long on the Court House Lawn and the other one is a Red Crape Myrtle, if we can get it, I will take anything at this point, a Sycamore, I'll take anything except an Elm. So, if anybody knows anyone, The Greenery will not call me back. I have heard that maybe the Greenery was sold, but no one can get ahold of them. I don't know where else to go and I am not running around Texas, I am telling you that right now, I am not going on a road trip to Texas. So, if we don't get it then we lose that money and we lose the cameras because that's what we promised the State and she looks at everything and I mean if we say two trees, \$4,405.00 and change and she wants to see it to the penny. We also bought a lot of gloves, because when we go out to cleanups, we give them gloves and we're almost done with the latex gloves, Thank God. So that's what we're doing, so if anyone knows anybody that has a tree farm they don't have the big trees in Ruidoso, I've called down to Carlsbad and they don't have the big trees and we have 13 days, and we not only have to get the estimate to the penny, but we also have to write the BAR, the BAR is moving money from here to there. I have wrote the Arbor Day foundation but the biggest tree they have is like \$500.00. The thing is we cannot pay for transporting the trees. We cannot pay for digging the holes, but Joe said he can dig the holes for you, but this is very important we will lose a ton of money and then they won't approve any cameras for us or huge trees again.

I haven't talked to anyone, nobody will call me back. I'm serious, I came in there and I cried on Mac's shoulder, I cried on Bill's shoulder. I don't know what to do anymore, we need those cameras out at Midway. It doesn't matter if they're in the ground or not, we can heal them in for 2, 3, or 4 months and we can leave them out at Facility Maintenance, I don't know if their big enough or the Road Department and see if we can get them to heal in the trees for us and they'll just have them at their site. But this is very very important. Ok, no more questions, Go Cubs, Go Canes. Thank You.

**PATRICK LAWRENCE CONNOLY – 2815 Encanto**

Happy St. Patrick's Day and don't celebrate too much. Charles and his boys will be out there protecting. Thank You!

**MARVIN CLEMENTS – 6102 KINCAID**

I live right out here by the airport and I have got a problem with my neighbors, I've been complaining to Planning & Zoning and he's been kind of working with me on all this stuff. There is several different people and several different addresses, one of the properties has about 5 motor homes parked on it plus the house and there is people living in them, I guess the man claims to the Planning & Zoning guy that there is only two people living there. He's trying to get them evicted, but that's not true, but whatever. Now the other address is 302 Ryan St., this guy bought a piece of property, went on a little lot, moved in there no septic tank, no water, no electricity. He strips cars on his property, strips cars in the alley, I don't know what kind of facilities they use, he's encroached onto the neighbor's property next door and burned all this stuff, went across the street burning property, burning cars, burning trailer houses, stripping cars and whatever else. The Fire Department has had to come out there to do whatever and what I'm asking ya'll is you need to help us figure out how we can stop this mess before it ruins the whole neighborhood. I'm 70 years old and I don't want to smell smoke all night long. I brought some of my neighbors here, they live right there. We're all old folks, we don't want to live in a dumpy neighborhood where we have to smell smoke all hours of the night. The fire trucks come out there at 2 o'clock in the morning, come out at 8 or 9 o'clock at night, last night walk out of the house at dark and you can smell smoke in the neighborhood, plastic, whatever they're burning. These two residents, they're just junk, I would like for you guys to do something, I've been to the County Manager, I've been to Louis with Planning & Zoning. I've went to the Environmental Department, I've called Santa Fe Environmental Department, I've called the Sheriff's, I've done everything I can do and now I am here asking ya'll to listen to my neighbors' complaints and to help us out. I've got a bunch of old folks that live out there, I'm representing them, because they can't come, they're too ill. One neighbor is right there next to where all this commotion goes on and he is in surgery today, but he is old, old, old man and his wife has emphysema, she can't smell smoke all the time, they're killing us but ya'll don't have a burn ordinance. Junk cars, contaminating soil, living in a bunch of residences and a house on a property that has no septic system, we've got to do something to stop this crap, but anyway that's about all I can say.

**TOM SHIDELER – 305 HOBSON**

The people that he's talking about live just to the East and one is directly behind my alley, and you can never get down the alley because they always have it blocked and they have Harley Davidson's that they start up at all hours of the night, mostly around 2 to 3 o'clock in the morning and drive around the block, come back and sit there at their house and rev them up and that's one of the biggest things I've got to go with, other than the smoke that comes right into my house and everything he said is true. I don't want to say too much more other than that but it's a real eye sore down there. They tore down a camp trailer that wasn't even on the property they owned supposedly and burned it out in the alley. Fire Department has come by there two times, I believe, over there at least. So that should do for what I have to say.

**MIKE HERRINGTON – 6106 KINCAID RD**

Everything they say is true, it's horrible, you go to bed at night they burn cars, they burn trucks, they burn trailers, and my son sits out there and pukes all night long. We need help. That's all I can say.

**JOSEPH HERRINGTON – 6106 KINCAID RD**

Everything my dad says is right, I have emphysema and I guess fumes from the cars and the smoke. They get me nauseous, and I vomit, throw up but it's just like a smoke cloud covers the whole neighborhood and it even lingers in the Allsup's, you can see it in the air, it's weird and it just lingers, and the wind don't blow it move it or nothing like that, but that's all I have to say. Thank You

**MARVIN CLEMENTS – 6102 KINCAID**

Do you guys know of anything we or I can do? Or that planning & Zoning can do? To see if we can't stop this problem. I'm asking please do something, you know, they're killing us, they're killing these old folks, they're killing me. We shouldn't have to live that way when we've lived there for 30-40 years. These people move in, and they just take over the neighborhood and nobody can do anything. That's not right. Thank you.

**COMMISSIONER EZZEL:**

Louis, where does that fall under our nuisance ordinance?

**LOUIS JARAMILLO:**

Chairman, Commissioners, we do not have a nuisance ordinance. We do not currently have an abandoned vehicle, both on the property and in the right-of-way, regulations, or ordinance at this time. We did look at one from Dona Ana County, but we want to get with the Sheriff's Department because we are going to need their assistance in dealing with vehicles that are in the right-of-way because P&Z doesn't have that authority.

**UNDERSHERIFF CHARLES YSLAS:**

He's 100% right, Louis and I have tried to work together, and we have worked together on this and we have been out to the area and I have researched every Statute that I can think of as far as abandoned property and abandoned vehicles. We have made contact; we've had vehicles abandoned in alley ways and what we've utilized on that is a right-of-way for emergency personnel and were about to get that one moved. The problem is that we don't have the teeth, that we need statutorily that we would need to pursue anything criminally. We don't have the teeth in an ordinance right now that we would need to enforce a county ordinance against it. So it is a nuisance, we've tried criminally, we've researched criminal statues, we've researched county ordinance and we just don't have a County Ordinance in place. We've looked at on the criminal side of disturbing the peace and when we talk about disturbing the peace, we have to convince a judge that it is disturbing the peace. So, we've resorted to and had the deputies go out and keep their body cams on as we're trying to build a paper trail and do everything that we can on the law enforcement side, working with Planning & Zoning so we can help these folks out. Like I said we need the teeth to be able to do that, we really do. I don't know when the nuisance ordinance expired, I do know the County had one at one time, I believe but that would be something I would ask the Commission to research and consider.

**COMMISSIONER BILBERRY:**

Bill, do you know anything about the nuisance ordinance?

**BILL WILLIAMS:**

There was an ordinance I believe that it was only in effect for 3 years, is that correct Stan? And it was unenforceable, so they repealed it in '89 I think, it's been quite a while.

**STAN RIGGS:**

Yeah, it was something like that and then we had a weed ordinance that was also kicked out by the board, I don't think that we've had one since '89 any kind of nuisance one. We tried to do one in the early 2000s, but the Commission went ahead and tabled it and decided they didn't want to get into it, but that was more about outside storage, it included a lot.

**LOUIS JARAMILLO:**

Planning and Zoning Director Graham Pinkerton brought that before the Commission according to the minutes and that was a time when his life got threatened by residents who have a number of items on their property elsewhere and who are notorious for having these items on their property since then. Every time it was presented to the County Board of Commissioners, those 100 to 150 people do show up and they are loud about not wanting anybody dealing with their stuff. So, they will come out and there are a number of people, like Mr. Clements, who wish to have that particular ordinance. But when it comes time for that public hearing, we've seen that those numbers aren't there and they don't appear for a Commission Meeting.

**PATRICK LAWRENCE CONNOLY – 2815 Encanto**

Rita and I are both on the ETZ Commission, we've been fighting this same thing. We condemn a property, there is no way to enforce it. Thank You.

**COMMISSIONER BILBERRY:**

Does anyone else have any further comments on anything that was said today? Thank you guys for your time and your comments.

**COMMISSIONER EZZELL:**

We hear you guys.

**MANAGER'S COMMUNICATION**

*Bill Williams, Chaves County Manager*

Mr. Chairman, Commissioners thank you and I agree, I am really glad to see the people from the community come out, the only thing that I disagree with Mr. Clements, is that it's not just a bunch of old people because Mike and I used to work together and if he's old that means I'm pretty old too so don't want that to get out. Seriously though, it is a serious problem and you've brought it to our attention, and I believe we all are working towards trying to find a way to make it work and that includes asking the environment department to uphold their end. You know when people dump sewage on the ground they're supposed to be the ones to stop it and we've encountered a lot of trouble in getting them to assist with that.

I'm really excited about the AG Day and Rise with Roswell, all the agriculturists in our community including Ms. Kormendy, It's really exciting to see the Proclamation and to go to the AG breakfast that will be on the 24<sup>th</sup> to thank the people that bring this into our community.

Happy about the health office and finally getting the chance to move forward as we all discussed when all this CARES money came through. You know 50 years from now, no one is going to remember that their grandfather got \$1,200.00 to buy a boat with or whatever they used it for. So we're glad we're going to be able to do something bricks and mortar that 50 years from now people in our community will be able to reap the benefits of. Thank you guys, for allowing us to pursue those avenues. Excited for the PVRCC, the bathrooms are getting close to being done. We're working really hard with the contractor to make sure he's out of the way so we can have our early voting back down there. We're going to make that happen, we're just not sure how close he's going to be to being done. Now we're going to start the design process with Ms. Best and other people from her department to build a good state of the art communications center and keep our Sheriff, Fire guys and all our First Responders safe.

Monday we're having a meeting here with the US Forest Service at 2pm. Representatives from Lincoln, Otero, Chaves and Eddy will all be there because none of us were included on any of the planning. They came in at the end and said here's what we're going to do, we're going to create wilderness areas and you guys don't have any say in it. By Law, they're required to allow us to participate in those events, so we're doing our part to make sure we get them back on track.

That's all I have, thank you guys for all that ya'll do for us and for all the county employees for doing such a great job.

**COMMISSIONERS' COMMUNICATIONS**

**COMMISSIONER TAYLOR**

I'd just like to wish everybody a Happy St. Patrick's Day. My late Father-in-Law whose name was Thomas Francis O'Connor, just a little bit Irish, he used to have a comment, on St. Patricks Day there are two types of people, those who are Irish and those who wish they were Irish. Have a wonderful day.

**COMMISSIONER DANA**

Thank you, Mr. Chairman, I too want to wish a Happy St. Patrick's Day, although my maiden name is Farley, my mother and father went to Ireland on their 60<sup>th</sup> Wedding anniversary hoping to find some heritage, come to find out we are Great Britain Farley's we are not Irish Farley's. That burst my poor mother's bubble, but she had a wonderful time in Ireland. Thank you very much for coming here and stating your issues. A lot of times we don't hear about them, but I'm glad we heard about them because that makes all of us work together to find solutions and hopefully get

to a place because that's what happens, we work for you, and we've all got to sit down and find solutions to this problem once we find out about the problem. Too many times people have problems but they're too intimidated to come tell us about it and I am glad you came and told us about it and hopefully we can find some resolutions to this, because I know they're not the only ones, we've heard it before. I say this over and over, we need to be good stewards and good neighbors and when you're not a good neighbor then we have to address that but thank you very much for coming and stating your issue, we appreciate that very much. Hopefully we can work together and see if we can come up with a resolution.

**COMMISSIONER EZZELL**

I echo Commissioner Dana's comments. We do hear you; we'll get something done. I'd like to congratulate the second string for a wonderful performance today. Let the record reflect that it went off without a hitch. Also, I'm Scottish so today is just another day so that's all I have.

**COMMISSIONER CAVIN**

Great meeting Commissioners, I know we have some issues that we need to work on. Commissioner Bilberry thank you for running the ship and getting her done. I really appreciate everybody and echo all the comments and we will keep working to make Chaves County an amazing community that we live in, and I appreciate everybody and appreciate the families. I'm going to be short and sweet since I'm all the way down in Houston right now. So, thanks again for a great meeting and good job everybody.

**COMMISSIONER BILBERRY**

I just want to echo everything that they've said, I really appreciate you gentleman coming today and speaking and we've heard what you said. Its people like you that make this County what it is and has made it what it is, and I appreciate that, and I know you have concerns and we've all seen those things in our County that we don't like to see, such as all the trash issues. We have done some things in the past to help clean some of that up and hopefully we can help you guys with what's going on out there and its going to take us a little bit of time for us to figure out how we can do that but we hear what you're saying and we want our County to look good and our residents to feel safe and proud to be here so thank you for that. Once Again, thank you for everyone's service and what you're doing. Everyone's doing their job and staying hooked in these crazy times that we live in right now and out of that we will go into closed session.

**CLOSED SESSION: PURSUANT TO SECTION 10-15-1-(H)(7), NMSA 1978 - DISCUSS THREATENED OR PENDING LITIGATION**

MOTION MADE TO: MOVE INTO CLOSED SESSION  
MOTION MADE BY: COMMISSIONER EZZELL  
SECOND MADE BY: COMMISSIONER DANA

ROLL CALL VOTE:  
COMMISSIONER CAVIN – YES  
COMMISSIONER TAYLOR – YES  
COMMISSIONER DANA – YES  
COMMISSIONER EZZELL – YES  
COMMISSIONER BILBERRY - YES

Commissioner Bilberry stated that the items discussed in the closed session were limited to those specified in the motion for closure and no formal action was taken.

MOTION MADE TO: COME OUT OF CLOSED SESSION  
MOTION MADE BY: COMMISSIONER EZZELL  
SECOND MADE BY: COMMISSIONER DANA

ROLL CALL VOTE:  
COMMISSIONER CAVIN – YES  
COMMISSIONER TAYLOR – YES  
COMMISSIONER DANA – YES  
COMMISSIONER EZZELL – YES  
COMMISSIONER BILBERRY - YES

Meeting was adjourned at 10:55am

**BOARD OF COUNTY COMMISSIONERS**



Travis Williams, Chief Deputy Clerk

*William E. Cavin*

William E. Cavin, Chairman

Jeff Bilberry, Vice-Chairman

*Dara Dana*

Dara Dana, Member

*T. Calder Ezzell Jr.*

T. Calder Ezzell Jr, Member

*Richard C. Taylor*

Richard C. Taylor, Member