

**EDDY COUNTY BOARD OF COMMISSIONERS  
MINUTES OF A REGULAR MEETING  
February 20, 2018**

**BE IT REMEMBERED** that the Eddy County Board of Commissioners held a regular meeting in Room 211 of the Eddy County Administration Complex on February 20, 2018 at 8:30 a.m. Crockett called the meeting to order. Rudometkin led the Pledge of Allegiance and the Salute to the New Mexico State Flag. Henry gave the invocation.

**Present:**

SUSAN CROCKETT	CHAIR, DISTRICT 5
JAMES WALTERSCHEID	CHAIR-VICE, DISTRICT 1
STELLA DAVIS	COMMISSIONER, DISTRICT 4
JON HENRY	COMMISSIONER, DISTRICT 2
RICK RUDOMETKIN	COUNTY MANAGER
KENNEY RAYROUX	ASSISTANT COUNTY MANAGER
CAS TABOR	COUNTY ATTORNEY
GEMMA FERGUSON	ASSESSOR
MELISSA WASHBURN	CHIEF DEPUTY ASSESSOR
LAURIE PRUITT	TREASURER
MARK CAGE	SHERIFF
ROBIN VAN NATTA	COUNTY CLERK
DARLENE ROSPRIM	CHIEF DEPUTY CLERK
GAY WEST	ADMINISTRATIVE ASSISTANT
ROBERTA SMITH	FINANCE DIRECTOR
KATIE GOMEZ	PROCUREMENT OFFICER
ROXANN BRANNON	HR DIRECTOR
CAROL HENNINGTON	IT DIRECTOR
SHARON DODSON	ASSISTANT IT DIRECTOR
ROLAND RODRIGUEZ	IT DEPARTMENT
WESLEY HOOPER	COMMUNITY SERVICES DIRECTOR
STEVE MCCROSKEY	COUNTY PLANNER
BRIAN STEPHENS	FACILITIES DIRECTOR
RAY ROMERO	PUBLIC WORKS DIRECTOR
CHRISTINE MCCROSKEY	PUBLIC WORKS FINANCIAL OFFICER
RUBEN DE LA ROSA	FOREMAN ROAD II
FABIAN GOMEZ	LANDFILL SUPERVISOR
LINDA P. MARTINEZ	INDIGENT CLAIMS ADMINISTRATOR
JOSHUA MACK	FIRE MARSHAL/FIRE SERVICE DIRECTOR
ROBERT CASTILLO	ASST. FIRE MARSHAL/FIRE SERVICE DIRECTOR
JENNIFER ARMENDARIZ	EMERGENCY PREPARDNESS CORDINATOR
CYNTIA SHARIF	DWI CORDINATOR

**Absent:**

**TIMED AGENDA**

**8:30 A.M.:** Crockett welcomed Mayor Burch to the meeting.

1. **PUBLIC COMMENTS/ANNOUNCEMENTS: (THREE MINUTE TIME LIMIT PER PERSON)** Tom Lewis, resident of Standpipe Road, stated the City was putting a water line along Standpipe Road in the County easement. Lewis along with other residents requested the City put water meters to their properties and provide water at a reasonable rate. He had contacted Commissioner Davis about the issue and had received what he considered a not so favorable response. Lewis stated he and his neighbors did not vote in city elections even though the city claimed some type of jurisdiction over their property. The County did represent these residents and they requested the Board do just that with the City. Residents were willing to pay for their own meters and it seemed logical to put the meters in now during construction of the road. Lewis predicted the area would eventually be annexed and felt it was wasteful to wait and tear up the road and sidewalk to provide water meters when it could be done now.

Jerry Wisdom with TASC stated at this time last year there were 13 rigs operating in Eddy County, on January 1, 2018 there were 33. He reported out of 1009 wells drilled in NM 462 were in Eddy County. Wisdom stated the oil and gas audit was going well with \$900K in taxes collected by the Treasurer Wisdom stated if the Board wanted additional information to contact Ferguson.

Ron Barron, Artesia resident pointed the descriptions under Executive Session were not acceptable. There should be more of an explanation for the general public. He realized the Board had to be careful when it came to litigation but felt the agenda could be more informative. Barron questioned if the P-Card was checked during the audit, he felt there should be more oversight on these expenditures. He had checked with several other procurement officers and with the state, and all agreed a better system should be in place to monitor these purchases.

2. **PRESENTATION ON ARTESIA AQUATIC CENTER, A PUBLIC/PRIVATE PROJECT – MAYOR PHIL BURCH:** Mayor Burch thanked the Board for the opportunity to speak about this project. He stated this idea had been initiated four years ago and a private/public partnership had recently been developed. The PY Foundation and the City of Artesia were partners on the project. Burch reported the

Foundation was spearheading fund raising efforts. The design was not quite finished, but from the preliminary design Burch estimated the facility would cost \$18M or \$19M. The facility would include a city outdoor pool/recreation area as well as an indoor pool. The Artesia Schools were interested in the indoor facility for the swim team and swimming classes, as was the Artesia General Hospital to help patients with aquatic rehabilitation. Burch was unaware of a program or facility that was available for this type of activity and they hoped to fill this need with the Aquatic Center. Burch requested the Board represent the people in North Eddy County in this facility with a million-dollar contribution in FY 2018-2019 and again in FY 2019-2020. Construction will start in the next budget year and finish in the following fiscal year. Burch stated they were very excited in North Eddy County and would like the County to participate. Rudometkin asked if the Board decided to contribute when would they need that commitment. Burch stated as soon as the County was comfortable making a commitment so the project could identify funding sources. Crockett thanked Burch for his time and presentation.

**3. ANNUAL REPORT ON COUNTY EXTENSION SERVICES – WOODS**

**HOUGHTON:** Houghton reported next year they would be developing a five year business plan. He stated the local pecan industry was doing well. Eddy County produced 25% of the pecans sold in the country. Houghton stated CID had water and that was always good for agriculture. If the Board had any questions he would be glad to answer them. Jenna McKinley, the Family Consumer and Science Agent, stated her primary program was the diabetic school and life skill courses. McKinley stated they had hosted 22 workshops since their last report. A goal for next year was to expand those workshops. She had trained 6 members of the community to assist with the Chronic Diseases Self-Management Program who would teach classes across the county. The CD courses would cover diabetes management which would not be addressed otherwise. Residents could only take the diabetic cooking school 1 time in 3 years and class size was limited to 25 per class. Wayne Shockey, 4-H Youth Development Extension Agent for Eddy County stated, since last year 4-H participation had increased 20%. The club had focused on parliamentary procedure and he was happy to announce the Eddy County 4-H Youth were the Parliamentary Procedure State Champions this year. The junior and novice classes were District Champions. They had increased participation by 260% at state events. A 4-H student had made the impact reports to legislators and another had won the state essay contest. Shockey had obtained his level 2 certified shotgun instructor one of only 4 in the state. He would be traveling across the state to instruct adults on proper use of a shotgun. The Board was pleased with the expansion of 4-H and the level of services provided by the Extension Office.

**TRAILING AGENDA:**

1. **& 2. RECESS EDDY COUNTY COMMISSION MEETING & CONVENE AS INDIGENT HOSPITAL CLAIMS BOARD:** At 8:54 a.m. Davis moved, seconded by Henry to recess the Eddy County Commission Meeting & Convene Indigent Hospital Claims Board. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0.
3. **INDIGENT HOSPITAL CLAIMS BOARD CONSENT AGENDA:** Since all of the items listed on the agenda have been distributed to the Commissioners in advance for review and are of a routine and non-controversial nature, they will be enacted by a single motion. Any Commissioner or the County Manager may remove an item from this Indigent Hospital Claims Board Consent Agenda if separate discussion is desired. Any item so removed shall be placed on the Trailing Agenda immediately following this Indigent Hospital Claims Board Consent Agenda or later, at a specific time or place on the Trailing Agenda.

**See Indigent Minutes**

4. **& 5. ADJOURN INDIGENT HOSPITAL CLAIMS BOARD & RECONVENE EDDY COUNTY COMMISSION MEETING:** At 8:55 a.m. Walterscheid moved, seconded by Davis to adjourn the Indigent Hospital Claims Board & reconvene the Eddy County Commission Meeting. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0.
6. **APPROVE/DISAPPROVE TWO (2) INDIGENT BURIALS – LINDA P. MARTINEZ:** Walterscheid moved, seconded by Henry to approve two indigent Burials. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0.
7. **APPROVE:**
  - a. **EXPENSE APPROVAL REPORT FOR JANUARY 2018:** Henry moved, seconded by Walterscheid to approve the Expense Approval Report for January 2018. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0. The Expense Approval Report for January 2018 was recorded as Exhibit 7.a.
  - b. **PURCHASE CARD APPROVAL LIST FOR JANUARY 2018:** Davis moved, seconded by Walterscheid to approve the Purchase Card Approval List for January 2018. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0. The Purchase Card Approval List for January 2018 was recorded as Exhibit 7.b.

- 8. 18<sup>th</sup> ANNUAL RIVERBLITZ EVENT – RAY ROMERO:** Romero introduced Mary Garwood, the Keep Carlsbad Beautiful Director. Gomez reported his crew had collected and transported 4 tons of trash during the last event. Garwood stated the City had contributed \$7K this year in order to provide shovels, lunch and supplies for the event. Garwood stated with the influx of people participation had increased, unfortunately so had the volume of trash. The goal was to change behavior and teach people to stop littering. Also to educate area residents and bring awareness to participants. Garwood encouraged anyone who would like to participate to please do so. She also noted Marathon Oil had contributed bottled water for the participants. Davis moved, seconded by Walterscheid to approve up to \$5,500 for the 18<sup>th</sup> Annual Riverblitz Event. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0.
- 9. REQUEST FOR ASSISTANCE FOR FLOODING ISSUES, SEVEN RIVERS – KENNEY RAYROUX:** Rayroux stated several meetings had been held to find solutions to the flooding issues in Lakewood. The letter was to request the Army Corp. of Engineers get involved. Commissioner Crockett had signed the letter prior to today's meeting. Walterscheid moved, seconded by Davis to approve the letter Request for Assistance for Flooding Issues in Seven Rivers. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0.
- 10. MODIFY JOB DUTIES AND RESPONSIBILITIES OF TRUSTEE SUPERVISOR POSITION – WARDEN MASSINGILL:** Massingill stated this was the same position just a realignment of job duties. This position would provide for another supervisor on the weekends. Davis moved, seconded by Walterscheid to approve the modification of job duties and responsibilities of the Trustee Supervisor Position. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0.
- 11. COURTHOUSE CHILLER – BRIAN STEPHENS:** Stephens reported the technician had arrived to do scheduled maintenance and condemned half of the capacity of one compressor and the other they were resetting twice a day. Stephens tried to maximize the use of the crane by including other failed equipment on the roof of the courthouse for replacement. He had received the preliminary estimate for the chiller and the \$300K in the request he had provided would be just enough to cover that unit. Stephens stated the compressors could be replaced at \$40K each; however, the coils would still be 20 years old. The unit had been poorly maintained since its installation and the placement of the unit did not promote air circulation so vents had to be added to the enclosure. Henry moved, seconded by Walterscheid to approve the purchase of the courthouse chiller with an estimated cost of \$300K. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0.
- 12. COURTHOUSE TREES – BRIAN STEPHENS:** Stephens stated his intent was to remove the trees for safety reasons. During the summer when the trees

were full of leaves, they blocked the lighting which caused safety issues. He was trying to eliminate hiding spots around the building and prevent damage to the sidewalks and buildings. The Board came to a consensus that safety should always come first and directed Stephens to proceed.

**13. LETTER TO GOVERNOR MARTINEZ REQUESTING HER APPROVAL AND SIGNATURE ON SB 226 – RICK J. RUDOMETKIN:** Rudometkin stated the letter had been sent due to time constraints. Walterscheid moved, seconded by Davis to approve the letter to Governor Martinez requesting her approval and signature on SB 226. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0.

**14. REVISIT BUDGET INCREASE TO SUPPORT ELEVEN (11) NEW POSITIONS FOR SHERIFF'S OFFICE – SHERIFF MARK CAGE:** Cage stated he had received a lot of calls from the public in support of the additional staffing. Cage stated he needed an answer one way or another so he would know how to proceed. His primary concern was the safety of county residents. Everyone knows the problems that had been experienced recently and the need for additional staff. It was up to the Board on how they wanted to handle that need. Rudometkin agreed the need was there. He also was aware of the needs of the other departments. He would rather wait until budget to approve new positions. Davis agreed with the County Manager and was concerned with the availability of funds. She suggested approval of ½ now and the rest at budget if funds permitted. Cage requested if that was the decision of the Board he asked for 5 deputies and 1 Sergeant now. Davis clarified she was not against hiring more deputies she was in favor of putting more in the field. Henry questioned how many the Sheriff needed to create the Special Unit. Cage stated his special unit included 5 deputies and 1 Sergeant. Henry stated he would like priorities and goals set. Obviously safety the Sheriff and Roads were priority. Henry stated US285 had to be addressed and suggested a letter requesting additional assistance from the State Police. Cage stated his department had been reactive and the additional unit would allow him to be proactive. Walterscheid agreed with Henry that the discussion needed to happen as to what the goals were for the money available. Walterscheid wanted the lack of funds allocated to the municipalities as part of the discussion. Those funds were needed in order for them to provide services in the county. He did not want to commit until he knew all the needs of the county. Romero stated the Sheriff had his full support for additional staff. The Sheriff's Department was continually there to assist his department and he knew they were understaffed. Rudometkin stated staff had brought priorities to the Board and funding was needed to get them accomplished. Warden Massingill stated he supported the Sheriff and was understanding of his need for staffing. The population of the detention center was down; however, the inmates that were still there were in for more serious offenses. Massingill apologized to the Board for some of the things they had to endure. The county was at a cross roads on some of these issues and it was time for action. Henry clarified we know what

the priorities were he wanted priorities along with solutions. The GRT was defeated so now what could be done to fix the issues. Those conversations needed to happen with action to follow. Davis stated the solutions were out there but there were consequences of some kind for every solution. The County was playing catch up in many areas. Crockett moved, seconded by Davis to approve hiring 5 deputies and 1 Sargent. Davis asked what the Special Unit would assigned to do. Cage stated they would be at the direction of the Sheriff. Cage asked the motion be amended to include the equipment to support the approved positions. Crockett amended her motion to include the funding for equipment required for these positions. Davis amended her second. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0.

**15. RESOLUTION AND AGREEMENT CONSENT AGENDA:** Since all of the items listed below have been distributed to the Commissioners in advance for review and are of a routine and non-controversial nature, they will be enacted by a single motion. Any Commissioner or the County Manager may remove an item from this Resolution and Agreement Consent Agenda if separate discussion is desired. Any item so removed shall be placed on the Trailing Agenda immediately following the approval of this Resolution and Agreement Consent Agenda or later, at a specific time or place on the Trailing Agenda.

**a. RESOLUTIONS:**

- i. R-18-17; AUTHORIZATION FOR EDDY COUNTY TO SUBMIT AN APPLICATION TO PARTICIPATE IN THE LOCAL DWI GRANT AND DISTRIBUTION PROGRAM – CYNTHIA G. SHARIF:
- ii. R-18-20; ARTESIA CHAMBER OF COMMERCE MONTHLY ADVOCACY REPORT FOR JANUARY, 2018 – RICK J. RUDOMETKIN:

**b. AGREEMENTS:**

- iii. A-18-13; DWI PROGRAM STATEMENT OF ASSURANCES – CYNTHIA G. SHARIF:
- iv. A-18-14; MEMORANDUM OF UNDERSTANDING BETWEEN DFA AND DWI FOR ADHERENCE OF CONFIDENTIALITY REGULATIONS – CYNTHIA G. SHARIF:
- v. A-18-15; DOH ASSURANCES AND COOPERATIVE AGREEMENT – CYNTHIA G. SHARIF:
- vi. A-18-20; MEMORANDUM OF AGREEMENT WITH THE CITY OF CARLSBAD, CITY OF ARTESIA AND THE VILLAGE OF LOVING TO FILE A JOINT APPLICATION FOR CDWI FUNDS – CYNTHIA G. SHARIF:
- vii. A-18-21; APPLICATION FOR CDWI FUNDS – CYNTHIA G. SHARIF:

- viii. **A-18-22; WASTE MANAGEMENT SERVICE AGREEMENT FOR ATOKA VFD – JOSHUA R. MACK:**
- ix. **A-18-24; CONSTRUCTION CONTRACT FOR STANDPIPE ROAD PHASE II – KATIE GOMEZ:**

Henry moved, seconded by Davis to approve the Resolution/Agreement Consent Agenda. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0. R-18-17 and R-18-20 were recorded as 15.a. i – ii. respectively.  
 A-18-13 – A-18-15, A-18-20 – A-18-21, A-18-24 were recorded as 12.b. i – vii and ix. respectively.

- viii. **A-18-22; WASTE MANAGEMENT SERVICE AGREEMENT FOR ATOKA VFD – JOSHUA R. MACK:** Walterscheid questioned if a more economical solution could be found and suggested they model Otis Fire Stations procedure. Walterscheid moved, seconded by Davis to approve A-18-22. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0. A-18-22 was recorded as Exhibit 12.b.viii.

**16. PROJECT UPDATES:** None.

**17. TRAVEL REQUEST CONSENT AGENDA:** Since all of the items listed below have been distributed to the Commissioners in advance for review and are of a routine and non-controversial nature, they will be enacted by a single motion. Any Commissioner or the County Manager may remove an item from this Travel Request Consent Agenda if separate discussion is desired. Any item so removed shall be placed on the Trailing Agenda immediately following this Travel Request Consent Agenda or later, at a specific time or place on the Trailing Agenda.

**PRIOR:**

- a. **EDGAR MARTINEZ TRANSPORTED INMATES FROM SANTA FE AND ALBUQUERQUE TO EDDY COUNTY ON JANUARY 17, 2018:**
- b. **LT. VICTOR MARTINEZ ATTENDED FBI-LEEDA TRAINING FROM JANUARY 21 THRU JANUARY 26, 2018 IN LUBBOCK, TX:**
- c. **ERIC K. THRELKELD ATTENDED FBI-LEEDA LEADERSHIP TRAINING FROM JANUARY 28 THRU FEBRUARY 2, 2018 IN SANTA FE, NM:**
- d. **COMMISSIONER JON HENRY ATTENDED THE 2018 LEGISLATIVE RECEPTION FROM JANUARY 29 THRU JANUARY 30, 2018 IN SANTA FE, NM:**
- e. **ANELI VASQUEZ, CHRISTOPHER MCDONALD, ANTHONY PONCE, AND MISTI RODRIGUEZ ATTENDED DE-ESCALATION TRAINING ON JANUARY 30, 2018 IN LUBBOCK, TX:**



- f. MARILYN LOONEY, JOSE HERNANDEZ, RON MACALUSO, PATRICIA MACALUSO, AND FREDDY COTA ATTENDED EMERGENCY REPORTING SYSTEM SOFTWARE TRAINING FROM FEBRUARY 5 THRU FEBRUARY 9, 2018 IN SCOTTSDALE, AZ:

FUTURE:

- g. IMA LEE MELLARD TO ATTEND LEADERSHIP NM FROM FEBRUARY 22 THRU FEBRUARY 24, 2018 IN SANTA FE, NM:
- h. DEBRA HAMPTON AND CYNTHIA SHARIF TO ATTEND MORAL RECOGNITION THERAPY TRAINING FOR CEUS FROM MARCH 11 THRU MARCH 15, 2018 IN RIO RANCHO, NM:
- i. RICK J. RUDOMETKIN TO ATTEND MULTI-LINE POOL BOARD MEETING FROM MARCH 13 THRU MARCH 15, 2018 IN SANTA FE, NM:
- j. KATIE GOMEZ AND LAUREN DALTON TO ATTEND NMPPA CONFERENCE FROM MARCH 20 THRU MARCH 23, 2018 IN RUIDOSO, NM:
- k. FABIAN GOMEZ, RAY ROMERO, AND ALTON WALKER TO ATTEND HOLLY FRONTIER WORKSHOPS FROM APRIL 10 THRU APRIL 13, 2018 IN RUIDOSO, NM:
- l. COMMISSIONER STELLA DAVIS, RICK J. RUDOMETKIN, AND WES HOOPER TO ATTEND, PARTICIPATE AND MAKE PRESENTATION AT THE ENERGY AND ENVIRONMENT SYMPOSIUM – OIL AND GAS EDUCATION FOR LOCAL GOVERNMENT FROM APRIL 17 THRU APRIL 20, 2018 IN RIFLE, CO: Pulled for further discussion.

Henry moved, seconded by Walterscheid to approve the travel consent agenda as presented pulling item “l.” Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0.

- l. COMMISSIONER STELLA DAVIS, RICK J. RUDOMETKIN, AND WES HOOPER TO ATTEND, PARTICIPATE AND MAKE PRESENTATION AT THE ENERGY AND ENVIRONMENT SYMPOSIUM – OIL AND GAS EDUCATION FOR LOCAL GOVERNMENT FROM APRIL 17 THRU APRIL 20, 2018 IN RIFLE, CO: Henry stated he was under the impression that the Board would be presented with what was learned by staff from the initial trip to Colorado. Rudometkin stated they had been invited to speak on the issues Eddy County was facing due to the oil boom. This had nothing to do with the initial meeting and that information would be presented to the Board separately. Henry clarified that the Board would never see what was being presented by staff to these companies and questioned why this presentation wasn't made during the Mayor's Oil Symposium. Crockett explained the Mayor

did not reach out to the county when developing the agenda. Henry stated if information was being presented about Eddy County then they should come to Eddy County and meet with area officials such as the Artesia and Carlsbad DOD, and both Chambers. Davis stated the meeting was not just their presentation it was a Symposium planned in advance. They were just one presentation, among many. The meeting Henry suggested was in the works and would be held. Walterscheid moved, seconded by Crockett to approve item "I" on the travel consent agenda. Voting yes: Davis, Crockett and Walterscheid. Voting no: Henry. Passed 3-1.

**18. LEGISLATIVE ISSUES:** Crockett stated she would invite Representatives Brown and Townsend to give the Board a presentation on what was accomplished in the last session.

**19. EMERGENCY BUSINESS:** None.

**20. ELECTED OFFICIALS/DEPARTMENT HEADS COMMENTS/ANNOUNCEMENTS/UPDATES:** Pruitt clarified the numbers presented by Jerry Wisdom from TASC during public comments. Pruitt stated to date they had billed just under \$824K and collected approximately \$495K. Pruitt reported \$120K was under protest with word that others would be exercising the same option. Smith reported she would be sending the preliminary budget to Elected Officials and Department Heads early next month. Those were due back by March 12, 2018 and would be presented to the Board for consideration. Sheriff Cage reported the amendment to the forfeiture law had been unsuccessful once again. He had been working with DPS Secretary Ingram and NMAC's Steve Kopelman to develop a work around that everyone could live with. Romero stated they had the re-route established on the Standpipe project. He thanked the Sheriff for their help and asked that everyone be patient.

**21. COUNTY MANAGER'S AND ASSISTANT COUNTY MANAGER'S COMMENTS/ANNOUNCEMENTS/UPDATES:** None.

**22. COUNTY COMMISSIONERS' COMMENTS/ANNOUNCEMENTS/UPDATES:** Walterscheid stated he had made many phone calls concerning the brine well funding. He thanked everyone for their thoughts and prayer during his wife's surgery and recovery. Legislators in the southeast part of the State gave up their capital outlay money to help fund the brine well. He had learned that there were many people involved in getting that legislation passed. John Arthur Smith had bypassed his committee and sent the legislation straight to the floor. He asked everyone to remember to thank him for his efforts. Walterscheid hoped there was enough money to at least get it started. Davis stated there were many people from Carlsbad who called, e-mailed or traveled to Santa Fe and helped get this bill passed. We were fortunate to have all of the legislators from

the south on board. Davis was concerned the \$43M was just a start and more money would be needed. She had personally sent thank you notes to legislators and hoped others would do the same. Henry stated he would like to see something to the State concerning US285. He wanted to see a time when the Finance Committee would have their first meeting. Henry reported the Artesia Boys and Girls Basketball teams were district champs. He invited everyone down for this weekends games. Crockett thanked John Heaton, Don Purvis and Dr. George Veni who worked tirelessly to get the brine well funding passed. These gentlemen were in Santa Fe on their own dime. Crockett thanked the Warden and Sheriff for their help with outreach at the schools. Crockett stated the last couple of weeks had been busy meeting with oil companies buying up land in the southern part of the county. Some of these companies were planning to bring over 400 families to the area.

**23. EXECUTIVE SESSION:** At 10:59 a.m. Walterscheid moved, seconded by Davis to go into Executive Session In Accordance With The State Of New Mexico Open Meetings Act, Section 10-15-1-H(2), (7) & (8), which authorizes the Board Of County Commissioners to go into executive session to discuss; the following threatened or pending litigation:

- i. **NORTHCUTT LITIGATION:**
- ii. **THOMPSON LITIGATION:**

to reconvene at approximately 11:30 a.m. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0.

**24. RE-OPEN MEETING:** At 11:33 a.m. Crockett moved, seconded by Davis to re-open the meeting and in accordance with The State Of New Mexico Open Meetings Act, Section 10-15-1-H(2), (7) & (8), Which Authorizes The Board Of County Commissioners To Go Into Executive Session To Discuss Threatened Or Pending Litigation and certified the only items discussed were,

- i. **NORTHCUTT LITIGATION:**
- ii. **THOMPSON LITIGATION:**

Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0.

**25. TAKE ACTION, IF ANY, ON ANY MATTER RELATING TO THE EXECUTIVE SESSION:**

- a. **THREATENED OR PENDING LITIGATION:**
  - i. **NORTHCUTT LITIGATION:** No action taken.
  - ii. **THOMPSON LITIGATION:** No action taken.

**26. ADJOURN:** At 11:34 a.m. Walterscheid moved, seconded by Davis to adjourn the meeting. Voting yes: Davis, Crockett, Walterscheid and Henry. Passed 4-0.

**EDDY COUNTY BOARD OF COMMISSIONERS**

**CHAIR:** \_\_\_\_\_

**ATTEST:** \_\_\_\_\_

**DATE:** \_\_\_\_\_