

**EDDY COUNTY BOARD OF COMMISSIONERS
MINUTES OF A REGULAR MEETING
May 15, 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 May 15, 2018 at 8:30 a.m. Walterscheid called the meeting to order. Rudometkin led the Pledge of Allegiance and the Salute to the New Mexico State Flag. Jennifer Armendariz gave the invocation.

PRESENT:

JAMES WALTERSCHEID	VICE-CHAIR, DISTRICT 1
LARRY WOOD	COMMISSIONER, DISTRICT 3
STELLA DAVIS	COMMISSIONER, DISTRICT 4
RICK RUDOMETKIN	COUNTY MANAGER
KENNEY RAYROUX	ASSISTANT COUNTY MANAGER
CAS TABOR	COUNTY ATTORNEY
GEMMA FERGUSON	ASSESSOR
LAURIE PRUITT	TREASURER
MARK CAGE	SHERIFF
ROBIN VAN NATTA	COUNTY CLERK
BILLY MASSINGILL	WARDEN
GAY WEST	ADMINISTRATIVE ASSISTANT
ROBERTA SMITH	FINANCE DIRECTOR
JESSICA STYGAR	ASSISTANT FINANCE DIRECTOR
ROXANN BRANNON	HR DIRECTOR
SHARON DODSON	ASSISTANT IT DIRECTOR
ROLAND RODRIGUEZ	IT DEPARTMENT
ROSIE MUNOZ	IT DEPARTMENT
ROXANN BRANNAN	HR SUPERVISOR
WESLEY HOOPER	COMMUNITY SERVICES DIRECTOR
STEVE MCCROSKEY	COUNTY PLANNER
BRIAN STEPHENS	FACILITIES DIRECTOR
CHRISTINE MCCROSKEY	PUBLIC WORKS FISCAL AGENT
LINDA P. MARTINEZ	INDIGENT CLAIMS ADMINISTRATOR
JENNIFER ARMENDARIZ	EMERGENCY MANAGER
ROBERT CASTILLO	ASST.FIRE MARSHAL/FIRE SERVICE DIRECTOR
DEJANAY BOOTH	CARLSBAD CURRENT ARGUS
RAYE MILLER	ARTESIA MAYOR

ABSENT:

SUSAN CROCKETT	CHAIR, DISTRICT 5
JON HENRY	COMMISSIONER, DISTRICT 2

TIMED AGENDA

8:30 A.M.:

1. **PUBLIC COMMENTS/ANNOUNCEMENTS:** *(THREE MINUTE TIME LIMIT PER PERSON) (WE REQUEST ALL COMMENTS BE RESPECTFUL AND COURTEOUS IN NATURE)* Debra Laman, a resident from Artesia, stated she lived 400 yards off of Richey St. which put her in the county. Laman passed out pictures of her property explaining they were taken after the trucking company had moved in next door. The issue was not just the dirt, but this was a powder that was much more invasive than regular dirt. Laman stated she had not lived in her home since September 2017 due to the dust. She had called the EPA and county code enforcement to no avail. She had obtained an estimate to clean the shop and it was \$2K. Laman had tried to meet with the owner of the trucking company and he refused to talk or even come on her property. She asked for help with this problem.

2. **BID AWARDS:**
 - a. **RFP 18-02; COTTONWOOD VFD CONSTRUCTION FOR FIRE SERVICES – KATIE GOMEZ:** Gomez stated 7 proposals had been received and based on the scoring the recommendation was to award RFP-18-02 to White Sands Construction Inc. Davis moved, seconded by Wood to award RFP-18-02 to White Sands Construction Inc. as recommended. Voting yes: Walterscheid, Wood and Davis. Passed 3-0. RFP-18-02 was recorded as Timed Agenda Exhibit 2.a.

TRAILING AGENDA:

1. APPROVE:

- a. **COMMISSION MEETING MINUTES FOR APRIL 3, 2018:** Wood moved, seconded by Davis to approve the Commission Meeting Minutes for April 3, 2018. Voting yes: Walterscheid, Wood and Davis. Passed 3-0.

- b. **SPECIAL COMMISSION MEETING MINUTES FOR APRIL 9, 2018:** Davis moved, seconded by Wood to approve the Special Commission Meeting Minutes for April 9, 2018. Voting yes: Walterscheid, Wood and Davis. Passed 3-0.

- c. **COMMISSION MEETING MINUTES FOR APRIL 17, 2018:** Wood moved, seconded by Davis to approve the Commission Meeting Minutes for April 17, 2018. Voting yes: Walterscheid, Wood and Davis. Passed 3-0.

- d. **EXPENSE APPROVAL REPORT FOR APRIL 2018:** Davis moved, seconded by Wood to approve the Expense Approval Report for April 2018.

Voting yes: Walterscheid, Wood and Davis. Passed 3-0. The April 2018 Expense Approval Report was recorded as Exhibit 1.d.

2. **APRIL 2018 REVENUE REPORT – ROBERTA SMITH:** Smith reported revenues continued to rise. GRT to date was \$3.1M and oil and gas was \$3M over budget. She stated last month's oil and gas production check was the highest since November of 2014. Davis moved, seconded by Wood to approve the April 2018 Revenue Report. Voting yes: Walterscheid, Wood and Davis. Passed 3-0. The April 2018 Revenue Report was recorded as Exhibit 2.
3. **ROADS FOR FREEHOLDERS BOARD REVIEW – KENNEY RAYROUX:** Rayroux presented the list of roads for the Freeholders Board to consider. Some of the roads listed were recommended by the Public Works Department and others were requests from private citizens. Wood moved, seconded by Davis to approve the list of roads for the Freeholders Board to review. Voting yes: Walterscheid, Wood and Davis. Passed 3-0.
4. **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-18-35; ESTABLISHING FEES FOR INFORMATION DISTRIBUTED UNDER THE FREEDOM OF INFORMATION ACT, COPY SERVICES, NOTARY SERVICES, AND MAP PRODUCTS – ROBIN VAN NATTA.**
 - ii. **R-18-37; FY 2017-2018 4TH QUARTER BUDGET ADJUSTMENTS – ROBERTA SMITH.**
 - iii. **R-18-38; FTI CONSULTING'S MONTHLY REPORT FOR JANUARY, 2018 – RICK J. RUDOMETKIN.**
 - iv. **R-18-39; RECEIPT OF DONATED VEHICLES FOR EXTRICATION TRAINING PURPOSES – JESSICA STYGAR.**
 - v. **R-18-40; 2018 COMMITTEE, BOARD AND COMMISSION APPOINTMENTS AND DESIGNATIONS – KENNEY RAYROUX.**
 - vi. **R-18-41; DONATION OF TRU NARC DEVICES TO VARIOUS GOVERNMENT AGENCIES – WM. ROBERT SULLIVAN.**
 - vii. **R-18-42; DISPOSAL, REMOVAL, OR REVISE ITEMS IN THE EDDY COUNTY INVENTORY/ASSETS – JESSICA STYGAR.**
 - viii. **R-18-43; FTI CONSULTING'S MONTHLY REPORT FOR FEBRUARY, 2018 – RICK J. RUDOMETKIN.**

b. AGREEMENTS:

- i. A-18-59; 2018 HIDTA GRANT SUBAWARD RECIPIENT AGREEMENTS WITH THE COUNTY OF LEA – WM. ROBERT SULLIVAN.
- ii. A-18-60; USDA, FOREST GRANT 18-LE-1103800-005 – SHERIFF CAGE.
- iii. A-18-61; EQUIPMENT SERVICE CONTRACT WITH SPARKS OFFICE SOLUTIONS – RICK J. RUDOMETKIN.
- iv. A-18-62; EQUIPMENT SERVICE CONTRACT WITH SPARKS OFFICE SOLUTIONS – GEMMA FERGUSON.

Davis moved, seconded by Wood to approve the Resolution and Agreement Consent Agenda. Voting yes: Walterscheid, Wood and Davis. Passed 3-0. R-18-35 and R-18-37-43 were recorded as Exhibits 4.a.i-viii. respectively, and A-18-59-62 were recorded as Exhibits 4.b.i-iv. respectively.

5. PROJECT UPDATES: None.

- 6. 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. ERIC K. THRELKELD AND TIM SATTERFIELD TRAVELED FOR AN INVESTIGATION FROM APRIL 9 THRU APRIL 11, 2018 TO FRESNO, CA.
- b. GABRIEL MORALES ATTENDED EMS REGION III CONFERENCE FROM APRIL 22 THRU APRIL 29, 2018 IN RUIDOSO, NM.
- c. ROBERT CASTILLO ATTENDED DELAWARE BASIN EMERGENCY PREPAREDNESS INITIATIVE WORKSHOP II ON APRIL 26, 2018.
- d. SANDY BARLEY ATTENDED EMS REGION III CONFERENCE FROM APRIL 26 THRU APRIL 29, 2018 IN RUIDOSO, NM.
- e. ROBERT CASTILLO HAULED MACK'S SUBURBAN TO BE REPAIRED AT SIDDON'S-MARTIN ON MAY 3, 2018 TO ALBUQUERQUE, NM.

FUTURE:

- f. DEBORAH RODRIGUEZ AND SONIA LOPEZ TO ATTEND MICROSOFT EXCEL 2007/2010 EVENT #208973 ON MAY 21 AND MAY 22, 2018 IN ROSWELL, NM.
- g. PATRICIA CARRASCO TO ATTEND MICROSOFT EXCEL BEYOND BASICS ON MAY 22, 2018 IN ROSWELL, NM.

- h. **RICK J. RUDOMETKIN TO ATTEND FINAL PRESENTATION TO COMPLETE THE NM EDGE CPM PROGRAM FROM MAY 22 THRU MAY 23, 2018 IN ALBUQUERQUE, NM.**
- i. **PATRICIA CARRASCO TO ATTEND PAYROLL LAW TRAINING FROM MAY 30 THRU MAY 31, 2018 IN ALBUQUERQUE, NM.**

Wood moved, seconded by Davis to approve the Travel Consent Agenda. Voting yes: Walterscheid, Wood and Davis. Passed 3-0.

7. **EMERGENCY BUSINESS:** None.

8. **LEGISLATIVE UPDATE:** None.

9. **LEGISLATORS, ELECTED OFFICIALS AND COUNTY DEPARTMENT HEADS COMMENTS/ANNOUNCEMENTS/UPDATES:** Hooper passed out the statute adopted by the State regarding off road vehicles. He stated the misconception was the county did not need to take action in order to take advantage of this legislation. The document clearly stated an ordinance or a resolution was needed in order for an all-terrain or off-road vehicle to operate on pavement. Hooper hoped by the Board being aware of the law they could help dispel misconceptions about the reason the county had chosen to draft an ordinance.

10. **COUNTY MANAGER'S AND ASSISTANT COUNTY MANAGER'S COMMENTS/ANNOUNCEMENTS/UPDATES:** Rayroux reported work on Fisherman's Lane had been halted. They had met with all concerned parties and BLM had cleared the project and work had resumed. Rudometkin reported he had attended the multi-line/workman's comp meetings. The pool was doing better and fund balances had increased. County's had developed policies and employees were following the rules which resulted in less claims. He reported counties with low claim history had received a 5% discount. The multi-line meeting was about the same. They were working on how to provide information to counties to keep claims down.

11. **COUNTY COMMISSIONERS' COMMENTS/ANNOUNCEMENTS/UPDATES:** Davis had attended the Tax Policy Committee via conference call yesterday. Many topics had been discussed. The Municipal League and NMC had joined forces to get reform legislation passed. Jason Harper had introduced several pieces of legislation that had reformed the tax code. The gas tax was a big topic and discussion of how to get those monies back to the county's that were affected by truck traffic. The Committee had discussed the distribution of GRT and was looking for a solution to make the process fair. Internet sales were another topic of discussion and how to get those taxes back to the proper jurisdiction. The Assessors and Treasurers present would like to see statutory fees increased. This would include business licenses, liquor licenses and Clerk's recording fees. The next meeting would be in July to start forming policy. The Tax Stabilization Committee would also be here in July. Davis encouraged every one to attend to

protect our interests. Wood thanked Rayroux and Tabor for the “NO PARKING” signs on Atoka Road. He stated they had made some people very happy. He thanked Ms. Laman for bringing the pictures of her property in. Wood reported the Artesia Girls’ Softball Team had come up through the loser’s bracket to win the State Championship. At 10:30 p.m. they had a parade for them in Artesia. Walterscheid reported the same thing happening with parking on the side of the road in his district. Duarte Road was a new complaint. Walterscheid reported he had attended the open house for Sendero’s new facilities. Lots of people attended and it was a very nice event. They had to sign in and out. Security was important and they were keeping a close eye on their assets. Walterscheid had attended a public meeting on the new Holtec Storage Facility. Attendance was good and people were able to speak their minds and express concerns.

12. EXECUTIVE SESSION: None.

13. ADJOURN: At 9:12 a.m. Davis moved, seconded by Wood to adjourn the meeting. Voting yes: Walterscheid, Wood and Davis. Passed 3-0.

EDDY COUNTY BOARD OF COMMISSIONERS

CHAIR: _____

ATTEST: _____

DATE: _____