

January 5, 2010
Roosevelt County Courthouse
Portales, New Mexico 88130

The Roosevelt County Commission met in regular session Tuesday, January 5, 2010 at 9:00 am in the Commissioner's Room in the Courthouse, with those present being: Commissioners David Sanders, Paul Grider, Gene Creighton, Billy Cathey, and Jake Lopez, County Manager Charlene Hardin, County Attorney Rick Queener, County Clerk Janet Collins, Chief Deputy Clerk Linda Connelly, Sheriff Darren Hooker, Captain Rick Short, Road Superintendent Ricky Lovato, Detention Administrator David Casanova, Lobbyist Mike Miller, David Essex with SPS, County Treasurer Micki Williams, County Assessor Tex Belcher, County Indigent Administrator Vicki Aguilar, former commissioner Dennis Lopez, Portales News-Tribune Senior Writer Argen Duncan.

Chairman Sanders called the meeting to order.

Janet Collins led a prayer and Sheriff Hooker led the Pledge of Allegiance and the Salute to the Flag of the State of New Mexico.

Elect Chairman

Commissioner David Sanders was re-elected Commission Chairman. Commissioner Lopez made the motion to elect Commissioner Sanders with a second by Commissioner Grider. 5 yes votes.

Elect Vice-Chairman

Commissioner Jake Lopez was elected Vice Chairman. Commissioner Grider made the motion to elect Commissioner Lopez as Vice Chairman with a second by Commissioner Cathey. 5 yes votes.

Motion to **Approve Minutes** of the December 15, 2009 Regular Meeting was made by Commissioner Grider with a second by Commissioner Lopez. 5 yes votes.

Motion to **Approve Minutes** of the December 15, 2009 Indigent Meeting was made by Commissioner Creighton with a second by Commissioner Cathey. 5 yes votes.

Motion to **Ratify Bills and Payroll** through January 5, 2010 was made by Commissioner Lopez with a second by Commissioner Grider. 5 yes votes.

Public Hearing – Franchise Agreement with Southwestern Public Service

The motion to go into public hearing was made by Commissioner Grider with a second by Commissioner Lopez. 5 yes votes. Chairman Sanders asked for public comment. David Essex with SPS remarked that the company was pleased to be a utility provider for Roosevelt County. There were no other comments. Motion to come out of public hearing was made by Commissioner Lopez with a second by Commissioner Grider. 5 yes votes.

Approve Resolution 2010-01 – A Resolution providing for a determination of reasonable notice of Meetings of the Board of County Commissioners.

Commissioner Lopez made the motion to approve Resolution 2010-01 that sets the policy for notice of meeting dates yearly. Commissioner Grider made a second to the motion. 5 yes votes.

Approve 2010 Commission Meeting Dates

Commissioner Creighton made the motion to approve the following meeting dates for 2010 with a second by Commissioner Lopez. 5 yes votes.

January 5, February 2 & 16, March 16, April 6 & 20, May 4 & 18, June 15, July 6 & 20, August 3 & 17, September 7 & 21, October 5 & 19, November 9, and December 7.

Approve 2010 Holiday Schedule

Commissioner Lopez made the motion to approve the following Holidays for 2010 with a second from Commissioner Creighton. 5 yes votes.

Martin Luther King – January 18

Good Friday – April 2

Memorial Day – May 31

Independence Day – July 5

Labor Day – September 6
Veterans Day - November 11
Thanksgiving –November 25 & 26
Christmas – December 23 & 24
New Years – December 31

Approve STB Fund Appropriation Project 05-L-355 Roosevelt County Fairgrounds

County Manager Hardin reported that the two STB Projects were capital outlay projects that were encumbered with purchase orders. Project 05-L-355 is for \$4,223.68 and will be used for the indoor arena. Motion to approve was made by Commissioner Grider with a second by Commissioner Lopez. 5 yes votes.

Approve STB Fund Appropriation Project 07-L-5399 Roosevelt County Fairgrounds

Motion to approve Project 07-L-5399 is for \$64,116.22 for the indoor arena. Commissioner Creighton made the motion to approve with a second by Commissioner Cathey. 5 yes votes.

Appoint Roosevelt County Community Development Corporation Board Representative

Commissioner Creighton made a motion to appoint Randy Knudson as the RCCDC representative for Roosevelt County. Commissioner Lopez made a second to the motion. 5 yes votes.

Approve Submittal of EMS Fund Act Application for Arch Volunteer Fire Department.

Motion to approve funding application of \$31,000. for Arch Fire Department was made by Commissioner Cathey with a second by Commissioner Creighton. 5 yes votes.

Approve Submittal of EMS Fund Act Application for Milnesand Volunteer Fire Department.

Commissioner Cathey made the motion to approve funding application for \$7,500. Commissioner Lopez made a second. 5 yes votes.

Approve Resolution 2010-02 Continuity of Hold-Harmless Provision

County Manager Hardin presented Resolution 2010-02 that urges the Legislature to continue the hold harmless provision in the gross receipts tax deductions in food and medical purchases. The cost of removing the full hold-harmless provision that is now in effect would be \$253,993. Commissioner Grider made the motion to approve Resolution 2101-02 with a second by Commissioner Lopez. 5 yes votes.

Elected Officials/Department Heads

County Assessor Tex Belcher reported that two lawsuits filed in Bernalillo County have a potential impact statewide. Property tax and valuation can be vastly different in Residential property in the same neighborhood because of the 3% cap and rising home prices. What remedy will be imposed is yet to be decided.

Sheriff Hooker's request for funding of Computer Crimes Investigator was moved on the agenda after Executive Session. Captain Short reported that there were 100 incidents reported in November with 65 arrests, that 6 of the arrests were DUI arrests, and 22 crash reports.

David Casanova, Detention Center Administrator, reported that there are 97 detainees in custody, 77 men and 20 women.

Road Superintendent Lovato reported that the road fund has been notified by NMDOT of a 25% decrease in funding. He, and Manager Hardin, are discussing ways to make budget and operating cuts.

County Manager Hardin asked Lobbyist Mike Miller to give his opinion of what might happen during the Legislative Session. Mr. Miller reported that with such severe budget shortages, the Governor was considering salary cuts for state workers and that nothing except budget woes was being discussed among Legislators.

Public Input

None

Executive Session

Commissioner Grider made a motion to go into executive session pursuant to 10-15-1 to discuss Limited Personnel Matters at 10:02 am. Commissioner Creighton made a second to the motion. 5 yes votes. At 10:32 am, Commissioner Grider made a motion to come out of executive session with a second by Commissioner Lopez. 5 yes votes. There was no action required or taken from the session.

Request for funding of Computer Crimes Investigator

Commissioner Grider made a motion to table the request until a later date. Commissioner Cathey made a second. 5 yes votes.

Media Communication

None

Meeting adjourned at 10:33 am.

ATTEST:

BOARD OF ROOSEVELT
COUNTY COMMISSIONERS

E. Janet Collins
County Clerk

David C. Sanders
Commission Chairman