

March 4, 2014
Roosevelt County Courthouse
Portales, New Mexico 88130

The Roosevelt County Commission met in regular business meeting Tuesday, March 4, 2014, at 9:00 a.m. in the Commissioner's Room in the Courthouse with those present being: Commissioner Kendell Buzard, Commissioner Bill Cathey, Commissioner Scott Burton, Commissioner Richard Leal, Commissioner Jake Lopez, County Manager Charlene Webb, Indigent Health Care Administrator Mandi Park, County Clerk DeAun Searl, Chief Deputy Clerk Stephanie Hicks, Treasurer Nancy Belcher, Assessor Kenner Carrasco, Chief Deputy Assessor Stevin Floyd, Road Superintendent Ricky Lovato, Detention Center Administrator David Casanova, Sheriff Darren Hooker, Chief Deputy Sheriff Malin Parker, GIS Technician Johnny Montiel, Wildlife Specialist Cliff Ruppert, Pastor Gary Piepkorn, PNT Staff Writer Christina Calloway, Amber Hamilton, Fire Marshal Mike Inge, Fire Chief Gary Nuckols, Roosevelt County Lobbyist Mike Miller.

Call to Order - Kendell Buzard at 9:00 a.m.
Invocation - Pastor Gary Piepkorn
Pledge - Sheriff Darren Hooker

Approve Agenda - Commissioner Buzard asked to move item 10F to 6A. Motion to Approve the 03-04-2014 Agenda with the change was made by Commissioner Scott Burton, seconded by Commissioner Bill Cathey, 5 yes votes.

Approve Minutes - Motion to Approve the 02-18-2014 Commission Meeting Minutes was made by Commissioner Richard Leal, seconded by Commissioner Scott Burton, 5 yes votes.

Approve Accounts Payable - Motion to Approve Accounts Payable and Payroll from 02-04-2014 through 02-18-2014 was made by Commissioner Bill Cathey, seconded by Commissioner Richard Leal, 5 yes votes.

Discussion and Possible Action Regarding Implementation of Burn Ban by Resolution 2014-18 Declaring a Fire Danger Emergency in Roosevelt County. Fire Chief Gary Nuckols reported that he holds a neutral stand on the issue and feels the fire risk is better known by the commissioner for each district. The US Drought Monitor shows that most of Roosevelt County is in moderate drought conditions. The outlook through May 31st is grim for the state as well as Roosevelt County as it will persist or intensify. Fire Chief Nuckols would like to find a trigger point that can be utilized from season to season based on drought conditions, weather conditions, wind season, and fuel growth/load. Commissioner Buzard asked what percentage of wildfires are started by intentional fire. Fire Chief Nuckols reported that not many if any are started by humans, most are started by nature. His office receives about three calls a day for controlled burns, with very few calls of complaints. A state burn ban is expected within the next 60 days. Commissioner Bill Cathey reported that the Fire Marshals in his district would like to see a burn ban with the windy season upon us. Commissioner Jake Lopez asked about a time restriction or expiration time on the resolution. Commissioner Buzard stated that it has a 45 day increment. County Manager Webb stated that all or part of the burn ban can be implemented at this time. The language and the definitions in the current ordinance are unclear. County Manager Webb suggested to amend the ordinance and call a special meeting to implement. Recommendations are to define trash barrel burning and firework bans. Motion to table was made by Commissioner Buzard with a second by Commissioner Burton. 5 yes votes.

Roosevelt County Lobbyist Mike Miller reported on the 30 Day Legislative Session. The governor allowed 151 bills to be introduced in the 30 day session. The main purpose of this session was to develop a budget for the state of New Mexico, which was passed the day before the session closed. The budget was passed from the Senate instead of the House. The House version died on a tie vote. Ninety-one bills that require governor action passed with all but 2 passing in the last 2 1/2 days. SB 268, which is a great concern for the county, providing funding for hospitals that have uncompensated care and for the treatment of indigent patients. The bill that passed, if signed by the governor, will require the county to submit an equivalent of 1/12th of gross receipts tax that would be generated out of the second 1/8th from any source of public funds. The bill also has a 3 year sunset. The bill passed with a section that stated that hospitals shall not collect on claims from individuals less than 200% under federal poverty level. Lea County is holding a special meeting on Thursday with 3 items on the agenda 1) does the county want to appropriate money to hire an attorney to question the validity of county dedicated money going back to the state, 2) does the county want to remain a member of NMAC, 3) resolution to ask governor to veto SB 268. If the governor vetoes this bill a special session may be called to address this issue.

Elected Officials:

Roosevelt County Community Development Corporation Report - Not Present.

USDA - Wildlife Specialist Cliff Ruppert reported calls concerning coyote problems, a rancher lost 2 calves and a dairy lost 2 cows. He also reported that the ag expo went very well.

Assessor - Assessor Kenner Carrasco reported that his office is still receiving personal property renditions and livestock renditions for 2013 but should be finishing up this week. His office will post and stage

values this week. Assessor Carrasco also reported that his office had to collect some values for the PTD evaluation this week with the preliminary numbers up about 13 million assessed with actuals about 39 million. Will send NOV's to printer on Friday and will go out 31st of March. This is the time of year to come in and get exemptions. The Sidwell maps are online with a few problems.

Indigent - Indigent Health Care Administrator Mandi Park reported that it is too early to report on the number of indigent claims with the new legislation. She also reported that communicating with Spanish only speaking claimants is not a problem.

Treasurer - Treasurer Nancy Belcher reported that she put 1 million dollars out to bid for short term CD's. She received only one bid for a 180 day CD from a local bank. The interest of .215 versus the .001 interest on money in the bank. The 2 million we had with the state treasurer in Santa Fe was pulled out last year due to bad decisions on investors by the state, we recovered all but 75,000 at that time. We have now recouped all but \$1,151 so she will have to make an adjustment on the budget for this.

Sheriff - Sheriff Darren Hooker reported his office has been quiet. The new K-9 vehicle is in with the graphics and K-9 Sergeant Morrison is back and certified with the K-9 dog, a black lab named Fram.

Detention - Detention Center Administrator David Casanova reported 124 inmates, 16 are female, 34 from Eddy County, 1 from Curry County, 15 from Chaves County, 1 juvenile is housed in Curry County. His office has 1 ½ openings. The new beds project will be completed late this week or early next week. One issue with the new doors should be addressed this week as well.

Clerk - County Clerk DeAun Searl reported funding for the new voting machines passed in the 30 day session and that the state is implementing a new voter registration system IRIS. Election Day for the city election is today and filing day for all Primary Election candidates is March 11th from 9-5 in her office.

Road - Road Superintendent Ricky Lovato reported that the Road Department is still busy with routine maintenance and tumbleweed problems. The two new openings have been filled with one starting this week and one starting next week, they will be on the caliche crew. He also attended the fire class and reported it was very educational.

Risk Management - Not Present.

County Manager - County Manager Charlene Webb reported business as usual. She also reported that the road department received \$111,000 from capital outlay for chip seal rehab and are fortunate to have \$77,000 reauthorized for chip seal rehab for a total of \$188,000. She also stated that the 200% below poverty level in SB 268 could be problematic for the county and a deterrent for indigent claimants to sign up for a health care plan that is paid for when they could just submit bills through indigent. NM DOT District 2 office sent out new LGRF handbooks outlining the new engineer's fees as anything that is complete reconstruction as a public works project. There is disagreement as to whether that includes road projects. County Manager Webb is looking into solutions to avoid or reduce the engineer's fee. The application for the new magistrate court building is in the process of being completed. Roosevelt County is looking into Erik Harrigan to act as bond council for this project and the project should be ready to go out to bid in approximately 3 months. The wind tower project has hired a biologist and attorney to look into the lesser prairie chicken issue and are waiting on the results to decide the location of the towers. County Manager Webb will follow up later this month.

Fire Departments/County Fire & EMS Association – No further report.

Commissioners - Commissioner Jake Lopez will be attending the NMAC district meeting March 27th to review the 30 day legislative session and the impact on counties.

Old Business - None.

New Business:

- a. Community Wildfire Protection Plan Grant Application - The NMAC grant application is ready to be submitted. This plan must be updated regularly to qualify for other wildfire grants. Motion to approve was made by Commissioner Bill Cathey with a second from Commissioner Jake Lopez, 5 yes votes.

Contracts – Agreements – Procurements:

- a. Approval of Coast 2 Coast Rx Card County Marketing Agreement - Discount card for prescriptions that would give a discount to the cardholder and a royalty to Roosevelt County. Motion was made by Commissioner Scott Burton with a second from Commissioner Richard Leal, 5 yes votes.
- b. Approval of Cummins Rocky Mountain LLC Generator and Transfer Switch Preventive Maintenance Agreement Renewal - County Manager Charlene Webb stated this contract is the renewal for

maintenance for the generator located at the courthouse. Motion was made by Commissioner Kendell Buzard with a second from Commissioner Bill Cathey, 5 yes votes.

Resolutions – Ordinances – Proclamations:

- a. Approval of Resolution 2014-13 Authorizing and Approving Submission of Application for FY 2015 Local Government Road Fund and School Bus Project Approval - Motion was made by Commissioner Richard Leal with a second from Commissioner Bill Cathey, 5 yes votes by roll call.
- b. Approval of Resolution 2014-14 Authorizing and Approving Submission of Application for FY 2015 Local Government Road Fund and COOP Approval - Motion was made by Commissioner Bill Cathey with a second from Commissioner Kendell Buzard, 5 yes votes by roll call.
- c. Approval of Resolution 2014-15 Authorizing and Approving Submission of Application for FY 2015 Local Government Road Fund and CAPS Approval - Motion was made by Commissioner Kendell Buzard with a second from Commissioner Richard Leal, 5 yes votes by roll call.
- d. Approval of Resolution 2014-16 Authorizing and Approving 2014 Annual Certified County Maintained Mileage - Motion was made by Commissioner Scott Burton with a second from Commissioner Bill Cathey, 5 yes votes by roll call.
- e. Approval of Resolution 2014-17 Implementing a Veterans Initiative Policy for the Purpose of Increasing Opportunities for Veterans to Obtain County Employment - Motion was made by Commissioner Kendell Buzard with a second from Commissioner Scott Burton, 5 yes votes by roll call.

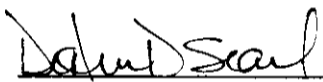
Executive Session Pursuant to 10-15-1 NMSA 1978 (H) (2), (7) Attorney-Client Privileged Information and Threatened or Pending Litigation.

Any Action Required from Executive Session - None.

Media Communication - None.

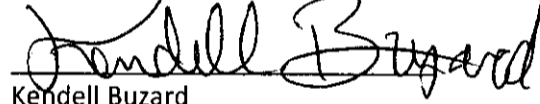
Adjourn - Meeting adjourned at 10:42 a.m.

ATTEST:



DeAun D. Searl
County Clerk

BOARD OF ROOSEVELT
COUNTY COMMISSIONERS



Kendell Buzard
Commission Chairman

