

July 24, 2018
County Commission Room
Roosevelt County Courthouse
Portales, New Mexico 88130

The Roosevelt County Commission met in regular business meeting Tuesday, July 24, 2018, at 1:00 p.m. in the County Commission Room in the Roosevelt County Courthouse with those present being: Commissioner Paul Grider, Commissioner Gene Creighton, Commissioner Matthew Hunton, Commissioner Lewis Shane Lee, Commissioner Dennis Lopez, County Manager Amber Hamilton, County Clerk DeAun Searl, County Attorney Randy Knudson, Treasurer Layle Sanchez, Special Projects Coordinator Carol Acosta-Flores, RCDC Administrator Justin Porter, Sheriff Mail Parker, Road Superintendent Ricky Lovato, Pastor Gary Piepkorn, Cristina Arnold, Kerry Lewis, Tina Dziuk, Alec Dziuk, Paul Gessing, Sammy Ortiz, Eric Lucero, Shavonda Hill, Burly Cain, Will Steinberg, Jason Vaillancourt, Jeremy Klien, Brian Jenne, Bill Hendrickson, Jason Kos, Windsor Lacewell, Author Moffett, Audie Martin, Larry Smith, Chris Saverda, Carla Sonntag, David Blackman, Sharon Davis, Karl Terry, and Eastern New Mexico News Staff Writer Jamie Cushman.

Call to Order - Chairman Paul Grider at 1:00 p.m.
Invocation - Pastor Gary Piepkorn
Pledge - Commissioner Paul Grider

Approval of Agenda:

Motion to approve agenda was made by Commissioner Dennis Lopez with a second from Commissioner Lewis Shane Lee. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes.

Approval of Minutes:

Motion to approve minutes of the 6-26-2018 Regular Meeting was made by Commissioner Lewis Shane Lee with a second from Commissioner Gene Creighton. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes.

Approval of Accounts Payable and Payroll:

Motion to approve accounts payable and payroll from June 1, 2018 to June 30, 2018 was made by Commissioner Dennis Lopez with a second from Commissioner Paul Grider. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes.

Public Requests: None

Old Business:

- a. Discussion and Consideration of Participation in Federal Class Action Lawsuit Regarding Payments in Lieu of Taxes - County Manager Amber Hamilton stated Roosevelt County would not gain financially and could not recommend joining the lawsuit. No action taken.

Resolutions - Ordinances - Proclamations:

Public Hearing Regarding Ordinance 2018-01

Commissioner Matthew Hunton questioned County Attorney Randy Knudson as to the legal ramifications, specifically if the board had the authority. County Attorney Randy Knudson stated that Section 164B either grants the authority or recognizes the authority, however, the law is unsettled.

Motion to enter into Public Hearing was made by Commissioner Matthew Hunton at 1:09 pm with a second from Commissioner Lewis Shane Lee. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes.

Those speaking In Favor were:

Larry Smith, former Roosevelt County Republican Chairman, Roosevelt
Burly Cain, Americans for Prosperity, Bernalillo
Paul Gessing, Rio Grande Foundation, Sandoval
Carla Sonntag, NM Business Coalition, Bernalillo
Sharon Davis, Resident, Roosevelt
Shavrona Hill, Resident, Sandoval

Those speaking Against were:

Jeremy Klien, Smart Transportation Division, Amarillo
David Blackman, Retired Air Force, BNSF, Curry
Will Steinberg, Smart Transportation Division, Curry
Windsor Lacewell, BNSF, Curry
Chris Saverda, United Food & Commercial Union
Brian Jenne, Brotherhood of Locomotive & Transportation Union
Jason Kos, Smart Transportation Division, Curry
Aurhot Moffett, Smart Transportation Division, Curry

Motion to adjourn from Public Hearing was made by Matthew Hunton at 1:49 pm with a second from Commissioner Gene Creighton. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes.

- a. Consideration of Ordinance 2018-01 Relating to Promotion of Economic Development and Commerce by Regulation of Certain Involuntary Payments Required of Employees in Roosevelt County - Motion to approve Ordinance 2018-01 was made by Commissioner Matthew Hunton with a second from Commissioner Gene Creighton. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - No.
- b. Consideration of Resolution 2018-28 FY18 Year-End Budget Adjustment - County Manager Amber Hamilton stated these adjustments were made to reflect actuals. Motion to approve Resolution 2018-28 was made by Commissioner Lewis Shane Lee with a second from Commissioner Dennis Lopez. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes.
- c. Consideration of 2018-29 Fiscal Year 4th Quarter Final Report - County Manager Amber Hamilton stated revenue was 105.46% collected and expenditures were 92.97 spent. Also 4.649 million in cash and revenues, 1.56 million in reserves, 3.088 million available in cash and 5.723 total available funds to the county. Motion to approve was made by Commissioner Gene Creighton with a second from Commissioner Lewis Shane Lee. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes.
- d. Consideration of Resolution 2018-30 2019 Fiscal Year Budget Adoption - County Manager Amber Hamilton stated there was no change to the general fund and the documentation was created with the new Local Government Budget Management software. Beginning cash balances and investments were updated as required. Motion to approve the resolution was made by Commissioner Matthew Hunton with a second from Commissioner Paul Grider. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes.

Contracts – Agreements – Procurements:

- a. Request for Approval of Contract with Ogallala Water and Coffee to Supply Water Services - County Manager Amber Hamilton stated this is a new contract and that the services would remain the same. Motion to approve was made by Commissioner Lewis Shane Lee with a second from Commissioner Dennis Lopez. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes.
- b. Request for Approval of Project #19RAID-08 Recycling and Illegal Dumping Fund Grant Agreement - County Manager Amber Hamilton stated the contract must be in place in order to move forward with the grant. Motion to approve was made by Commissioner Lewis Shane Lee with a second from Commissioner Matthew Hunton. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes.

Elected Officials/Department Heads Report:

RCDC - Administrator Justin Porter reported 73 detainees with 9 being from Colfax and CAFB, 91 bookings and 87 releases, \$21,987.50 total billed for the month of June, 5 officer vacancies with 2 extended job offers to begin on Monday, 1 completed the academy and 2 interviews scheduled this week. The garden is coming along nicely and there has been a reduction of detainee work details due to short staff.

HCAP - Motion to enter Indigent Meeting at 2:01 a.m. was made by Commissioner Dennis Lopez with a second from Commissioner Gene Creighton. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes. Special Projects Coordinator Carol Acosta-Flores reported there were 29 claims in the amount of \$28,102.82, 22 to approve in the amount of \$25,190.12 and 7 to deny in the amount of \$2,912.70. Motion to come out of Indigent Meeting at 2:06 p.m. was made by Commissioner Lewis Shane Lee with a second from Commissioner Dennis Lopez. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes. Motion to approve as presented was made by Commissioner Dennis Lopez with a second from Commissioner Paul Grider. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes. Special Projects Coordinator Carol Acosta-Flores presented the annual HCAP report with \$226,861.14 total expenditures in FY18.

Grants - Special Projects Coordinator Carol Acosta-Flores reported Roosevelt County was not eliminated and would present on September 5th in Albuquerque for the CDBG Fairground Grant in the amount of \$750,000. The tire and abatement was denied, The Clean and Beautiful Grant has begun work, LGRF 18 is closed and LGRF 19 is awaiting agreements to begin.

Road - Road Superintendent Ricky Lovato reported most of the crew attended a training at the REA pertaining to what to do if a buried power line is cut. Roads 10 and 12 in the Homeland Security projects are underway, the parking lot at the fairgrounds is finished, and preparations on the fairgrounds are also underway. Crews are performing routine maintenance and cleaning cattle guards and mowing has stopped due to the tractor breaking.

Manager - County Manager Amber Hamilton reported that the first round of the audit was finished last week with minor adjustments to be made. Monitoring the Fuel Distribution is also a priority.
Commissioners - Commissioner Matthew Hunton expressed his gratitude for the work on the Right To Work Ordinance. Commissioner Gene Creighton reported oil & gas activity on the rise with 4 new wells in his district.

Executive Session:

Motion to enter into Executive Session was made by Commissioner Matthew Hunton at 2:33pm with a second from Commissioner Dennis Lopez. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes. Those in attendance were: Commissioner Paul Grider, Commissioner Gene Creighton, Commissioner Lewis Shane Lee, Commissioner Matthew Hunton, Commissioner Dennis Lopez, County Manager Amber Hamilton, and County Attorney Randy Knudson. Treasurer Layle Sanchez attended until 3:10 pm. Motion to adjourn from Executive Session was made by Commissioner Matthew Hunton at 3:20 pm with a second from Commissioner Dennis Lopez. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes.

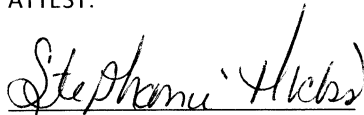
Action:

Motion to give County Attorney Randy Knudson the opportunity to intervene by filing a motion in the foreclosure action against Abengoa was made by Commissioner Matthew Hunton with a second from Commissioner Dennis Lopez. Commissioner Paul Grider - Yes, Commissioner Gene Creighton - Yes, Commissioner Lewis Shane Lee - Yes, Commissioner Matthew Hunton - Yes, Commissioner Dennis Lopez - Yes

Media Communication: None.

Adjourn: Meeting adjourned at 3:24 p.m.

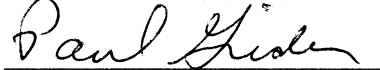
ATTEST:



Stephanie Hicks
Chief Deputy County Clerk



BOARD OF ROOSEVELT
COUNTY COMMISSIONERS



Paul Grider
Commission Chairman

