

September 16, 2014
Portales Municipal School District Board Room
LC Cozzens Administrative Offices Building
Portales, New Mexico 88130

The Roosevelt County Commission met in regular business meeting Tuesday, September 16, 2014, at 9:00 a.m. in the Portales Municipal School District Board Room, LC Cozzens Administrative Offices Building with those present being: Commissioner Kendell Buzard, Commissioner Richard Leal, Commissioner Bill Cathey, Commissioner Jake Lopez, Commissioner Scott Burton, Interim County Manager Jena Wilbanks, Administrative Assistant Laci Taylor, County Clerk DeAun Searl, County Service Specialist Nikki Fleming, Treasurer Nancy Belcher, Road Superintendent Ricky Lovato, Sheriff Darren Hooker, Under Sheriff Malin Parker, RCDC Administrator David Casanova, Assessor Chief Deputy Stevin Floyd, Finance Administrator Daniel Saiz, Pastor Gary Piepkorn, Stan Livengood, GIS Technician Johnny Montiel, County Attorney Rick Queener, Portales Mayor Sharon King, Clovis Mayor David Lansford, Beverly Idsinga, Judge Donna Mowrer, Raymond Mondragon, applicant Michael Ciesielski and PNT Staff Writer Lillian Bowe.

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

Approve Agenda:

Motion to approve agenda was made by Commissioner Richard Leal, with a second from Commissioner Jake Lopez. Commissioner Kendell Buzard - Yes, Commissioner Scott Burton - Yes, Commissioner Bill Cathey - Yes, Commissioner Richard Leal - Yes, Commissioner Jake Lopez - Yes.

Approve Minutes:

Commissioner Kendell Buzard approved the Minutes of the 09-02-2014 Regular Meeting, 09-05-2014 Special Meeting, 09-10-2014 Special Meeting, 09-11-2014 Special Meeting and 09-12-2014 Special Meeting Minutes on behalf of the Board of Commissioners.

Approve Accounts Payable and Payroll:

Motion to Approve Accounts Payable and Payroll from 09-02-2014 through 09-16-2014 was made by Commissioner Jake Lopez, with a second by Commissioner Bill Cathey. Commissioner Kendell Buzard - Yes, Commissioner Scott Burton - Yes, Commissioner Bill Cathey - Yes, Commissioner Richard Leal - Yes, Commissioner Jake Lopez - Yes.

Resolutions – Ordinances – Proclamations:

- a. Presentation and Approval of Resolution 2015-10 Supporting Funding Initiatives for Water Conservation Measures to Preserve the Ogallala Aquifer in New Mexico – Clovis Mayor David Lansford stated that the depletion rate is higher than the recharge rate for the Ogallala Aquifer. Agriculture is the biggest consumer of water. NMACD is developing conservation initiatives for this area. Included in the initiatives is the Ute Pipeline Project, \$24 million wastewater plant in Portales, voluntary watering schedules, support of xeriscaping, rejuvenation of playa lakes, and dry land farming. Motion to approve was made by Commissioner Jake Lopez, with a second from Commissioner Bill Cathey. Commissioner Kendell Buzard - Yes, Commissioner Scott Burton - Yes, Commissioner Bill Cathey - Yes, Commissioner Richard Leal - Yes, Commissioner Jake Lopez - Yes.
- b. Presentation and Approval of Resolution 2015-11 In Support of Proposed Amendments to the Dairy Rule – Beverly Idsinga asked, on behalf of the Dairy Industry, for the support of the commission for the amendments to the SB 206 Dairy Rules pertaining to the prevention of groundwater pollution and monitoring. Motion to approve was made by Commissioner Bill Cathey, with a second from Commissioner Scott Burton. Commissioner Kendell Buzard - Yes, Commissioner Scott Burton - Yes, Commissioner Bill Cathey - Yes, Commissioner Richard Leal - Yes, Commissioner Jake Lopez - Yes.
- c. Notice of Intent to Adopt Ordinance 2015-01 Flood Damage Prevention Ordinance – GIS Technician Johnny Montiel stated this notice was the next step in the Flood Damage Prevention process to acquire NIP Flood Insurance for rural residents. Motion to approve was made by Commissioner Scott Burton, with a second from Commissioner Richard Leal. Commissioner Kendell Buzard - Yes, Commissioner Scott Burton - Yes, Commissioner Bill Cathey - Yes, Commissioner Richard Leal - Yes, Commissioner Jake Lopez - Yes.

Old Business: None.

New Business:

- a. Appoint a representative to the Region 1 Regional Water Planning Group from Roosevelt County - Mayor Sharon King asked for a representative from the Board of Commissioners to attend meetings in Tucumcari for the Region 1 Water Planning Group. Motion to appoint Kendell Buzard was made by Commissioner Richard Leal, with a second from Commissioner Jake Lopez. Commissioner Kendell Buzard - Yes, Commissioner Scott Burton - Yes, Commissioner Bill Cathey - Yes, Commissioner Richard Leal - Yes, Commissioner Jake Lopez - Yes.
- b. Approval of Annual Dues for Portales Military Affairs Committee (PMAC) and Committee Selection - Interim County Manager Jena Wilbanks stated the dues are \$150.00 and committee member(s) needed to be selected. Motion to appoint Jena Wilbanks solely was made by Commissioner Kendell Buzard, with a second from Commissioner Scott Burton. Commissioner Kendell Buzard - Yes, Commissioner Scott Burton - Yes, Commissioner Bill Cathey - Yes, Commissioner Richard Leal - Yes, Commissioner Jake Lopez - Yes.

Informational Items:

GIS Technician Johnny Montiel stated that in accordance with Subdivision Regulation Ordinance #97-2 Article 9, an administrative fee of \$25.00 will be charged for Claim of Exemptions starting October 15, 2014. Letters will be sent to the public.

Public Requests: None.

Contracts – Agreements – Procurements:

- a. Approve E-Payment Services Agreement - Treasurer Nancy Belcher stated this annual agreement enables tax payers to make electronic payments at no cost to the county. Motion to approve was made by Commissioner Jake Lopez with a second from Richard Leal. Commissioner Kendell Buzard - Yes, Commissioner Scott Burton - Yes, Commissioner Bill Cathey - Yes, Commissioner Richard Leal - Yes, Commissioner Jake Lopez - Yes.
- b. Approve Accurate Controls Maintenance and Service Agreement - Finance Administrator Daniel Saiz stated this is the annual renewal for the security system at the Detention Center. Motion to approve was made by Commissioner Richard Leal with a second from Kendell Buzard. Commissioner Kendell Buzard - Yes, Commissioner Scott Burton - Yes, Commissioner Bill Cathey - Yes, Commissioner Richard Leal - Yes, Commissioner Jake Lopez - Yes.
- c. Approve Agreement with Red Rock Oil for Provision of Diesel Fuel - Finance Administrator Daniel Saiz stated this annual renewal is for diesel fuel for the Road Dept. This agreement goes out for bid every four years. Motion to approve was made by Commissioner Scott Burton with a second from Jake Lopez. Commissioner Kendell Buzard - Yes, Commissioner Scott Burton - Yes, Commissioner Bill Cathey - Yes, Commissioner Richard Leal - Yes, Commissioner Jake Lopez - Yes.

Elected Officials/Department Heads Report:

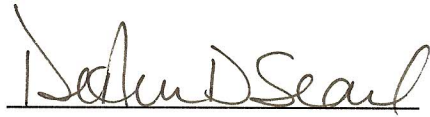
- a. RCCDC - RCCDC Director Stan Livengood reported he attended several meetings: a NM DOT meeting in Tucumcari pertaining to freight, the Portales Social Studies Teachers pertaining to reducing smoking, Jeff Owen with WDT and Sophia Hooper with Cardinal. A list of major employers in Roosevelt County was also passed out to the commission.
- b. USDA Wildlife Specialist - Not Present.
- c. Assessor - Chief Deputy Stevin Floyd reported tax rates would be rolled over to the Treasurer today.
- d. Healthcare Assistance - Interim County Manager Jena Wilbanks reported that they were waiting for the deed for the new Arise facility.
- e. Treasurer - Treasurer Nancy Belcher reported a gain of \$16,000 to the investments this month. Tax letters will go to print next week and mailed out October 22nd.
- f. Sheriff - Under Sheriff Malin Parker reported business as usual.
- g. Detention - RCCDC Administrator David Casanova reported 71 inmates; 63 male, 8 female, 8 from Colfax, 1 from Chaves, 1 from Quay and 1 from Curry.
- h. Clerk - County Clerk DeAun Searl reported her office was gearing up for the General Election.
- i. Road - Road Superintendent Ricky Lovato reported his department is very busy with routine maintenance.

- j. Risk Management - Interim County Manager Jena Wilbanks reported a Risk Management training in Albuquerque on October 29-31 and would like to send representatives from maintenance.
- k. Administration - Interim County Manager Jena Wilbanks reported a meeting with Williamson is scheduled for Thursday September 18th at 2:30 p.m in the quadplex for information and a timeline.
- l. Fire Depts/County Fire & EMS Association - Not present.
- m. Commissioners - No report.

Executive Session:

Motion to go into Executive Session was made at 10:20 a.m. by Commissioner Scott Burton, with a second from Commissioner Richard Leal. Commissioner Kendell Buzard - Yes, Commissioner Scott Burton - Yes, Commissioner Bill Cathey - Yes, Commissioner Richard Leal - Yes, Commissioner Jake Lopez - Yes. Present in executive session were Commissioner Kendell Buzard, Commissioner Richard Leal, Commissioner Bill Cathey, Commissioner Jake Lopez, Commissioner Scott Burton, County Attorney Rick Queener. Under Sheriff Malin Parker from 10:21 to 10:36, David Casanova from 10:37 to 10:47, Michael Ciesielski from 11:00 to 11:50.

ATTEST:

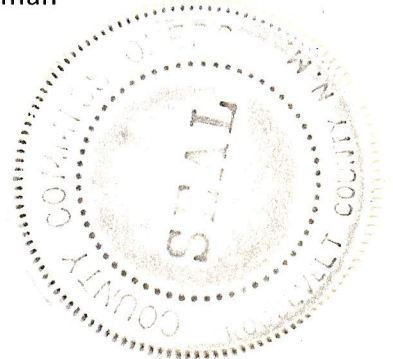


DeAun D. Searl
County Clerk

BOARD OF ROOSEVELT
COUNTY COMMISSIONERS



Kendell Buzard
Commission Chairman



Supplemental Minutes

September 16, 2014
Administrative Conference Room
Roosevelt County Courthouse
Portales, New Mexico 88130

Present in executive session were Commissioner Kendell Buzard, Commissioner Richard Leal, Commissioner Bill Cathey, Commissioner Jake Lopez, Commissioner Scott Burton, County Attorney Rick Queener. Under Sheriff Malin Parker from 10:21 to 10:36, David Casanova from 10:37 to 10:47, Michael Ciesielski from 11:00 to 11:50. Absent was County Clerk DeAun Searl.

Motion to Adjourn from Executive Session:


Only Threatened or Pending Litigation and Limited Personnel Matters were discussed. Commissioner Jake Lopez made the motion to adjourn from executive session at 1:35 p.m. with a second from Commissioner Richard Leal. Commissioner Kendell Buzard - Yes, Commissioner Scott Burton - Yes, Commissioner Bill Cathey - Yes, Commissioner Richard Leal - Yes, Commissioner Jake Lopez - Yes.

Any Action Required from Executive Session:


Unknown commissioner made a motion at 1:37 for Commission Chairman Kendell Buzard to negotiate an offer of employment for County Manager within the confines of the budget. Jake Lopez seconded the motion. Commissioner Kendell Buzard - Yes, Commissioner Bill Cathey - Yes, Commissioner Richard Leal - Yes, Commissioner Jake Lopez - Yes. Commissioner Scott Burton abstained from voting.

Adjourn: Meeting adjourned at 1:40 p.m.

ATTEST:


County Attorney Rick Queener
In Absence of County Clerk

BOARD OF ROOSEVELT
COUNTY COMMISSIONERS


Kendell Buzard
Commission Chairman

