

Monday, December 5, 2022
County Commission Room
Roosevelt County Courthouse
Portales, New Mexico 88130

The Roosevelt County Commission met in regular business meeting on Monday December 5, 2022 at 9:00 a.m. in the County Commission Room with those present being: Commissioner Paul Grider, Commissioner Rodney Savage, Commissioner Shane Lee, Commissioner Dennis Lopez by phone, County Manager Amber Hamilton, County Attorney Mike Garcia, County Clerk Mandi Park, Deputy Clerk Silke Humpe, Assistant County Manager Liliana Rivera, Special Projects Coordinator Carol Acosta-Flores, Road Superintendent Ricky Lovato, GIS Coordinator Johnny Montiel, Lt. Javier Sanchez, Deputy Ben Rice, DWI Program Coordinator Darla Reed, Detention Administrator Shayla Ramsey, County Extension Agent Patrick Kircher, County 4-H Agent Ryan Craig, Deborah Gentry, Laurie Collins, Eastern New Mexico News writer Steve Hansen, Commissioner-elect Roy Lee Criswell, and community members Barbara Senn, Gene Bundy, Steven Pitts, Krista Pietch, John Pietch, Franklin Stevens, Lara Wight, Elaine Gard, Shyanne Sansom, Linda Sumption, Rick Shepardson, Sarah Will, Ronald Dixon, Logan Brown, Micah Thompson, Tommy Hosstead, Cassandra Villanueva, Eric Welsh, Victoria Derrer, Angie Smith, Kay Jilek, Scotty Savage, Diane Crandall, Carol Morgan, Michael Eaton, Todd Fuqua, Lillian Loy, Scott Burton and Clint Hamilton.

Commissioner Tina Dixon was absent.

Call to Order – Chairman Commissioner Lee called the meeting to order at 9:00 a.m.

Invocation – Amber Hamilton

Pledge – Commissioner Lee

1. Approval of Agenda: Commissioner Grider made a motion to approve the agenda with a second from Commissioner Savage. Commissioner Grider-Yes, Commissioner Savage-Yes, Commissioner Lee-Yes, Commissioner Lopez-Yes.

2. Approval of Minutes from the November 17, 2022 special meeting: A motion to approve the minutes from the November 17, 2022 special meeting was made by Commissioner Savage with a second from Commissioner Grider. Commissioner Grider-Yes, Commissioner Savage-Yes, Commissioner Lee-Yes, Commissioner Lopez-Yes.

3. Informational Items: County Extension Agent Patrick Kircher gave the bi-annual presentation from the Extension Office. Mr. Kircher started by providing a handout highlighting programs and projects. He stated program enrollment was good and participation was high. He congratulated the livestock judging team for placing first in state competition and earning a spot at the national competition, where they placed 10th among 28 state champion teams. Mr. Kircher was pleased that most activities and programs have returned to the pre-pandemic standard of in-person participation, which allows teams to travel to competitions. Mr. Kircher stated they have hosted trainings and offered CEUs for things like carbon capture credits and chemical applicator license renewal. He stated Ms. Calderon has been busy with the ICAN program offering many nutritional education programs. Mr. Kircher stated there is an applicator class with CEU's available later this month. Commissioner Savage complemented Mr. Kircher on the accomplishments of the livestock judging team.

Deborah Gentry and Laurie Collins gave a presentation on behalf of the Roosevelt County Health Council. They provided a handout to the commission and a help wanted flyer seeking volunteers to serve on the health council. Ms. Gentry stated the council had received a grant to conduct a community health assessment, and asked for participation in that survey. She stated the assessment would be used as the voice for rural counties. Ms. Collins spoke about the available resources within the county and the areas where resources are lacking and stated the health assessment would provide a picture of what resources are needed. Ms. Gentry provided her contact information to anyone who would like to take the 5-question survey. She also stated they intend to provide some guidance on the safe and responsible use of marijuana. Even though it is now legal for adult use, it is not legal for use by children. Not enough is being done to keep candies, gummies and edibles out of the hands of children, and out of public schools.

4. Public Requests: Elaine Gard, Linda Sumption, Cassandra Villanueva, Shyanne Sansom, Dianne Crandall, Todd Fuqua, Krista Pietch, John Pietch, and Gene Bundy spoke in opposition to agenda item 8B, which is the notice of intent for consideration of Ordinance 2023-01 Requiring Abortion Providers in Roosevelt County to Comply with Federal Law. Ms. Crandall pointed out that it is a double standard to require federal law be followed in this instance and to allow federal law to be ignored in the instance of possession of cannabis, which while legal in New Mexico is a violation of federal law. Ms. Gard stated the ordinance is an overreach of government and places the county at risk if challenged in court.

Ronald Dixon spoke not in favor or in opposition of the ordinance; he stated other entities are watching and waiting for any county or municipality to take action. He asked the commission to make a choice, right or wrong and not to ignore the issue.

Micah Thompson, Lillian Loy, Angie Smith, Thomas Hosstead, Logan Brown, Carol Morgan, Eric Welsh, Michael Eaton, Carla Flowers, Scotty Savage and Victoria Derrer spoke in favor of the ordinance. Mr. Brown provided handouts, and a pamphlet on the role of civil government. He stated the laws on the books were reaffirmed as recently as 1994 and 1996. He stated our rights do not come from the government. Our rights are inalienable rights protected by the government. He asked the commission to vote without fear.

Mr. Bundy and Ms. Crandall also spoke in opposition of the County Manager's raise in pay. Ms. Crandall stated a performance evaluation is necessary prior to a decision on compensation.

5. Elected Officials / Department Heads Reports:

Detention: Administrator Ramsey stated the facility count stands at 52 with 45 male and 7 female detainees in custody. There are 3 detainees from out-of-county currently housed at the Roosevelt County Detention Center. There were 30 bookings and 40 releases in the month of November. There were 2 transports by RCDC to Department of Corrections in November. Quay County was billed \$6,750.00 for the month of November. Ms.

Ramsey stated the county has been billed a total of \$160,000.00 this year for housing juvenile detainees outside of the county. Ms. Ramsey reported there are 12 detainees currently participating in the MAT Program. One receiving meds, and all are receiving counseling. Ms. Ramsey stated there are currently 6 detainees participating in the GED Program, with 2 more starting the program today. Ms. Ramsey has 4 detention officers currently in the training academy and 1 new hire who will begin next week. Ms. Hamilton reminded the commissioners that the annual walk through of the detention center would follow the meeting on December 20, 2022.

Planning: Mr. Montiel gave an update on cannabis facility permitting in Roosevelt County. He stated there are currently 12 cannabis facilities in Roosevelt County that are in some stage of permitting. Mr. Montiel stated there are 4 manufacturers, 7 micro producers and 1 producer. He stated 4 are permitted for sale, 1 is fully permitted, 3 are provisional based on water rights, and 3 are pending in the application process, 1 has not reached out to start the application process.

Manager: Ms. Hamilton

Ms. Hamilton stated the swearing in ceremony for newly-elected officials will take place at 9:00 am on Thursday December 29, 2022 in the courtroom.

Ms. Hamilton stated the next regular commission meeting is scheduled for Tuesday, December 20, 2022. She stated the annual Detention Center walk-through will follow that meeting.

Ms. Hamilton stated the County in cooperation with the City had received a grant for prevention of illegal dumping. As a result, the tipping fees will be waived on the afternoons of December 7 & 8 for all county residents.

Ms. Hamilton stated the county had received a sentencing grant in the amount of \$65,000.00 to cover the cost of training for all first responders to learn to deal with individuals with mental health issues.

Ms. Hamilton stated she had served on the prison unification task force. That task force had determined that unifying prisons and detention centers was not a good option, but did identify 29 priorities. Ms. Hamilton asked the commissioners and the public to review the results of the study, which will be posted to the county website. Ms. Hamilton stated the audit team had completed their exit meeting on December 1, 2022. She stated the results of that audit will be made public once they are accepted by DFA.

Ms. Hamilton stated she is working with the City on South Roosevelt Road 6 and Industrial Drive on an agreement for the county to provide a portion of materials, equipment and labor to do the needed road repairs for the area near that intersection. She stated area businesses that use that road heavily are being contacted and are working with RCCDC to secure funding for repairs.

Ms. Hamilton stated the county equalization distribution from New Mexico Taxation and Revenue Department has been corrected and received.

Ms. Hamilton stated fundraising for the Alzheimer's walk continues through the end of the year.

Ms. Hamilton reminded the commission that this meeting will be followed by a work session to address fleet requests and committee assignments.

Commissioners: Commissioners did not give any updates.

6. Old Business:

A. Consideration of County Manager's Contract: Commissioner Grider made a motion to grant Ms. Hamilton a pay increase totaling \$15,000.00 with a term of 4 years, with a second by Commissioner Lee. Prior to the vote, Commissioner Savage addressed the objections heard in public comment, stating Ms. Hamilton's performance is evaluated on a regular basis, and is evident in her accomplishments. He cited numerous projects where Ms. Hamilton's leadership has improved working conditions for county staff including detention accreditation, security upgrades, facility upgrades, and improved safety at the road department. He stated her forward thinking has reduced the counties liabilities and saved the county money. He cited the 5-year road plan, the fairgrounds master improvement plan, the capital outlay requests, the ICIP, and the long-range strategic plan as justification for granting Ms. Hamilton a long-term contract. Others thanked Commissioner Savage for pointing out the long list of accomplishments and thanked Ms. Hamilton for her dedication. Commissioner Grider-Yes, Commissioner Savage-Yes, Commissioner Lee-Yes, Commissioner Lopez-Yes.

7. New Business:

A. Discussion and Review of the 2024 Capital Outlay Priorities: Ms. Hamilton reviewed the top five priorities identified by elected officials and department heads. Those include road improvement projects, detention electrical and plumbing upgrades, road equipment and fleet replacements, phase 1 of courthouse upgrades, and the fairgrounds master planning ADA compliance phase. Commissioner Lopez made a motion to approve the priorities with a second by Commissioner Savage. Commissioner Grider-Yes, Commissioner Savage-Yes, Commissioner Lee-Yes, Commissioner Lopez-Yes.

8. Resolution – Ordinances – Proclamations:

A. Consideration of Proclamation Declaring December 2022 as Drunk and Drugged Driving Prevention

Month: Ms. Reed discussed how drunk and drugged driving affects Roosevelt County. She read the proclamation aloud. Commissioner Lee made a motion to approve the proclamation, with a second by Commissioner Savage. Commissioner Grider-Yes, Commissioner Savage-Yes, Commissioner Lee-Yes, Commissioner Lopez-Yes.

B. Request for Approval of Notice of Intent for Consideration of Ordinance 2023-01 Requiring Abortion

Providers in Roosevelt County to Comply with Federal Law: Commissioner Savage thanked everyone who spoke on both sides of this issue today. He explained the motion today is to publish the notice of intent and for a period of time, allowing the public the opportunity to provide input prior to taking any action on the ordinance. Commissioner Savage made a motion to approve the notice of intent, with a second by Commissioner Grider. Commissioner Grider-Yes, Commissioner Savage-Yes, Commissioner Lee-Yes, Commissioner Lopez-No.

9. Procurements – Contracts – Agreements:

A. Request for Approval of Memorandum of Agreement with the City of Portales, City of Clovis, County of Roosevelt, County of Curry, County of Quay, and County of De Baca to Commission Phase Two of the

Feasibility Study for Behavioral Health Facility in Clovis, New Mexico: Ms. Hamilton requested the approval of the Memorandum of Agreement. She stated the funding is necessary to keep the project moving forward. A motion to approve the agreement as presented was made by Commissioner Lopez with a second by Commissioner Lee. Commissioner Grider-Yes, Commissioner Savage-Yes, Commissioner Lee-Yes, Commissioner Lopez-Yes.

B. Request for Approval of Amendment No. 1 with the Department of Finance and Administration for Food Security Grand Award No. FOOD-11000-RCFBENM Increased to \$170,000.00 for the Construction of a Food Pantry Building in Roosevelt County: Ms. Rivera requested the approval of the amendment. A motion to approve the amendment was made by Commissioner Savage with a second from Commissioner Grider. Commissioner Grider-Yes, Commissioner Savage-Yes, Commissioner Lee-Yes, Commissioner Lopez-Yes.

C. Request for Approval of Capital Outlay Appropriation No. 22-G4092 for \$375,000.00 to Purchase and Equip Fire Trucks for the Arch Fire District in Roosevelt County: Ms. Acosta-Flores requested approval of the capital outlay appropriation. A motion to approve the appropriation was made by Commissioner Grider with a second from Commissioner Savage. Commissioner Grider-Yes, Commissioner Savage-Yes, Commissioner Lee-Yes, Commissioner Lopez-Yes.

D. Request for Approval to Capital Outlay Appropriation No. 22-G4096 for \$125,000.00 for Stucco and Parking Lot Upgrades at the Roosevelt County Health Clinic: Ms. Acosta-Flores requested approval of the appropriation. A motion to approve the appropriation was made by Commissioner Grider with a second from Commissioner Savage. Commissioner Grider-Yes, Commissioner Savage-Yes, Commissioner Lee-Yes, Commissioner Lopez-Yes.

E. Request for Approval of Capital Outlay Appropriation No. 22-G2945 for \$150,000.00 to Purchase and Equip Vehicles for the Roosevelt County Sheriff's Office: Ms. Acosta-Flores requested approval of the appropriation. A motion to approve the appropriation was made by Commissioner Lee with a second from Commissioner Grider. Commissioner Grider-Yes, Commissioner Savage-Yes, Commissioner Lee-Yes, Commissioner Lopez-Yes.

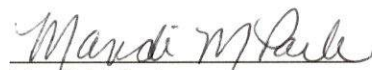
F. Request for Approval of Award of ITB 2023-03 Roosevelt County Food Pantry Building to Nixon Enterprises, Inc. for \$173,407.00 and up to \$198,191.00 for Total Project Build: Ms. Rivera requested approval of the Invitation to Bid submitted by Nixon Enterprises, Inc. Ms. Rivera stated Nixon was the only bidder and their plan included a range of options including a concrete apron, covered canopy and ADA compliant entrance. A motion to approve the award of ITB 2023-03 to Nixon Enterprises, Inc. was made by Commissioner Lee with a second from Commissioner Grider. Commissioner Grider-Yes, Commissioner Savage-Yes, Commissioner Lee-Yes, Commissioner Lopez-Yes.

10. Executive Session: Commissioner Lee asked if there was a need for an executive session. The county attorney, county manager and other commissioners agreed there was no need for executive session at this point. Commissioner Savage stated it would be advisable to move the January 10th meeting to a larger venue due to the number of people likely to be in attendance to speak at that meeting. Ms. Hamilton will schedule the meeting to be held at the Jake Lopez Community Center and publish that location change in the agenda.

11. Media Communication: Mr. Hansen of the Eastern New Mexico News stated he did not have any questions at that point but may contact Ms. Hamilton or the commissioners if he has follow-up questions.

12. Adjourn: The meeting was adjourned at 11:20 am.

ATTEST:


Mandi M. Park
County Clerk

BOARD OF ROOSEVELT
COUNTY COMMISSIONERS


Lewis "Shane" Lee
Commission Chair

