

Tuesday, October 3, 2023  
County Commission Room  
Roosevelt County Courthouse  
Portales, New Mexico 88130

The Roosevelt County Commission met in regular business meeting on Tuesday October 3, 2023 at 9:00 a.m. in the County Commission Room with those present being: Commissioner Paul Grider, Commissioner Tina Dixon, Commissioner Roy Lee Criswell, Commissioner Rodney Savage - by zoom, Commissioner Dennis Lopez, County Manager Amber Hamilton, County Attorney Michael Garcia, Clerk Mandi Park, Deputy Clerk Lisa Gonzales, Assessor Stevin Floyd, Assistant County Manager Liliana Rivera, Road Superintendent Ricky Lovato, Sheriff Javier Sanchez, Chief Deputy Sheriff Bryan Holmes, Detention Administrator Shayla Ramsey, Treasurer Layle Sanchez, GIS Technician Johnny Montiel, and community members Shonnie Standifer, Mike Standifer, Angie Smith, Larry Marker, Kay Jilek, Alan Carter, and Tom Chrisman.

Call to Order – Commissioner Grider at 9:00 a.m.

Invocation – Amber Hamilton

Pledge – Commissioner Grider

**1. Approval of Agenda:** A motion to approve the agenda was made by Commissioner Lopez, with a second from Commissioner Dixon. Commissioner Grider-Yes, Commissioner Dixon-Yes, Commissioner Criswell-Yes, Commissioner Savage-Yes, Commissioner Lopez-Yes.

**2. Approval of Minutes:** A motion to approve the minutes from the September 19, 2023 regular meeting was made by Commissioner Dixon, with a second from Commissioner Criswell. Commissioner Grider-Yes, Commissioner Dixon-Yes, Commissioner Criswell-Yes, Commissioner Savage-Yes, Commissioner Lopez-Yes.

**3. Public Requests:** Larry Marker spoke about the codification of the enabling act. He stated the enabling act is a contract between the state of New Mexico and the federal government. He gave some history of the act and stated it would set the US Constitution as the standard of review for any order or mandate. Commissioner Lopez asked the chair if the time limit on public comment remains at 3 minutes per speaker. Commissioner Grider explained Mr. Marker and Ms. Smith requested to be listed on the agenda and were not limited to the 3-minute time frame. Angie Smith spoke in support of the proposed ordinance. Alan Carter stated we need to be united on this, as it will support the sheriff's office, school boards, and superintendents. He stated it is not just this governor, it is protection for the future.

**4. Elected Officials and Department Heads Reports:**

**Clerk:** Ms. Park stated test voting of the tabulators for the 2023 RLE had started on September 26, and was ready for the mock election process, which will happen later today. She stated her office will participate in mock canvass on Wednesday and complete the certification process and zero out the tabulators on Thursday. Ms. Park stated early voting begins on October 10<sup>th</sup> in the Clerk's Office and on October 21<sup>st</sup> at the Jake Lopez Building. Election day is November 7, 2023.

**Detention:** Ms. Ramsey reported the facility count at 75, with 55 male detainees and 20 female detainees, with 36 out-of-county detainees. She stated the September billing for Quay County was \$86,025.00. Ms. Ramsey stated there are 13 participants in the MAT program with 5 participants receiving medication, 13 participating in group counseling and 13 in individual counseling. There are 14 detainees waiting to be interviewed and accepted into the MAT program. Ms. Ramsey stated there are 9 participants in the GED Program, 5 participants in parenting classes and 9 participating in Yoga. Ms. Ramsey stated the garden is producing fruits and vegetables for the kitchen. She stated over the last few weeks they have harvested 8 baskets including pumpkin, cantaloupe, watermelon, cucumber, squash, zucchini, jalapeno, okra and tomatoes to use in the kitchen. Commissioner Criswell asked Ms. Ramsey if Quay County was being charged the rate of \$154.00 per day for detainees. She stated they are charged their current contracted rate, but that rate would increase to the when the contract is renewed.

Ms. Ramsey stated there were no detainees in restrictive housing in the Roosevelt County Detention Center for the 1<sup>st</sup> quarter of this fiscal year, from July – September, 2023.

**Flood Plain:** Mr. Montiel reported FEMA is working on the letter of final determination, which should be available in December. There would then be a 180-day window to update our ordinances and new maps will then be available. The new maps would become effective in June of 2024.

**Road:** Mr. Lovato reported crews are busy repairing water damage from the recent rains. He stated blading is going well. He also stated South Roosevelt Road is complete and state line road is complete, both were chip-sealed and micro-sealed. Highlands will probably be Thursday and Friday if it is dry enough by then. Industrial Drive will be this week and next. The new backhoe has not been delivered yet, but is expected by Thursday. Mr. Lovato stated crews have hauled 52 loads of materials for recent road repairs. Commissioner Dixon stated a constituent had a concern that the bar ditches were not being done when the blading is done. Mr. Lovato explained that with recent rains, the ditches are too wet to touch, but they will be done in the next round of blading. Commissioner Dixon asked about land owners needing help loading materials to maintain their bar ditches. Mr. Lovato stated recently they had been understaffed and were not able to assist land owners with loading, but it would be helpful if the land owners would work directly with the road department to schedule that maintenance in advance. Commissioner Criswell stated cattle guards on Road 32 and 34 are full and need maintenance. Mr. Lovato stated he is aware of many in that are that are full due to recent flooding, and will be getting to those cattle guards next week along with shredding and tree trimming.

**Manager:** Ms. Hamilton stated the auditors will be on-site tomorrow for the audit entrance meeting, and the following 2 days for the in-person work with Ms. Rivera and Ms. Sanchez to conduct the audit. Ms. Hamilton stated there are additional behavioral health trainings for first responders available over the coming weeks. She

stated there are several procurement projects in process including door replacements for the courthouse. Ms. Hamilton stated Curry County is preparing to host the Alzheimer's walk in November. The dates are to be determined. Ms. Hamilton and Ms. Rivera have completed the trainings offered by Department of Finance and Administration. Ms. Hamilton stated she had adjusted the agenda timeline and notified department heads and elected officials of those changes. The agenda request forms have also been updated to reflect those changes.

**Commissioners:** Commissioner Lopez stated he meant no disrespect to the speakers during public input, he simply wanted to follow the rules. Commissioner Lopez stated he had received a letter from the City Manager regarding improvements to Lime Street. He asked if the city could allocate funds or in-kind services to help with the improvements. Commissioner Dixon stated she had attended a 30x30 meeting in Dallas and would like to get something organized with other counties to oppose it. Commissioner Criswell also attended and stated we need to take it seriously. It is as serious as the endangered species act where the federal government can take the land.

**5. New Business:**

**A. Discussion and Direction of Commission in Regards to City of Portales Detention Services Invoicing – Shayla Ramsey/Amber Hamilton:** Commissioner Grider made a motion to bill the city the full amount of \$154.00 per day from booking to release, with a second from Commissioner Criswell. Commissioner Grider-Yes, Commissioner Dixon-Yes, Commissioner Criswell-Yes, Commissioner Savage-Yes, Commissioner Lopez-Yes.

**B. Discussion and Update on Continued Public Service Negotiations with the City of Portales – Commissioners:** Commissioner Criswell state negotiations are once again at a stand-still. He stated in order to get something done it may be time to let the attorneys take over. He hoped other counties will join in taking a stand against footing the bill for municipal detainees. Mr. Garcia suggested that be placed on the next meetings executive session agenda before moving forward. No action was taken.

**6. Resolutions – Ordinances – Proclamations:**

**A. Consideration of Resolution 2023-40 Committing a Portion of Capital Outlay Funds for the Purpose of Establishing a Regional Behavioral Health in Eastern New Mexico with the Purchase of Land:** Ms. Hamilton stated similar resolutions are on other county and municipal agendas. Commissioner Lopez made a motion to approve the resolution with a second from Commissioner Dixon. Commissioner Grider-Yes, Commissioner Dixon-Yes, Commissioner Criswell-Yes, Commissioner Savage-Yes, Commissioner Lopez-Yes.

**B. Consideration of Resolution 2023-41 In Observance of Operation Green Light in Roosevelt County:** Commissioner Dixon asked the commission to approve the resolution which is similar to the one passed last year to honor the military service of veterans. Commissioner Dixon made a motion to approve the resolution with a second from Commissioner Criswell. Commissioner Grider-Yes, Commissioner Dixon-Yes, Commissioner Criswell-Yes, Commissioner Savage-Yes, Commissioner Lopez-Yes.

**C. Consideration of Ordinance 2023-04 The State of New Mexico Entered into the United States by the Ratification of the Enabling Act of 1910. Through this Union, the State of New Mexico Became Subject to the United States Constitution and the Laws Therein. Roosevelt County Government Therefore Stands with the People of Roosevelt County to Secure Their Inherent Rights by Adding a New Section to Chapter of the Roosevelt County Code of Ordinances:** At 9:59 am Commissioners entered into public comment. Mr. Marker, Attorney Garcia, Mr. Carter and Ms. Smith spoke about the importance of the ordinance to our rights, not just the second amendment rights, but land right, land taking, 30x30, endangered species, etc. There was some back and forth between Mr. Marker and Mr. Garcia about what the ordinance might accomplish. Mr. Garcia stated he did not want to give anyone false confidence that the ordinance would create a presumption or a barrier. At 10:13 the commission came out of public comment. Commissioner Grider made a motion to approve the ordinance with a second by Commissioner Criswell. Commissioner Grider-Yes, Commissioner Dixon-Yes, Commissioner Criswell-Yes, Commissioner Savage-Yes, Commissioner Lopez-No.

**7. Contracts – Agreements – Procurements:**

**A. Request for Approval of Purchase of Biosensors from APIC Solutions, Inc. per NM State Price Agreement 00-00000-20-00093:** Ms. Ramsey stated the agreement is for electronic monitoring within the facility. She stated it measures detainees heart rate, as well as location and gives the staff a better picture of where a detainee is. Commissioner Lopez made a motion to approve the purchase, with a second by Commissioner Criswell. Commissioner Grider-Yes, Commissioner Dixon-Yes, Commissioner Criswell-Yes, Commissioner Savage-Yes, Commissioner Lopez-Yes.

**B. Request for Approval of Award of ITB 2024-02 for Hauling and Delivery of Road Materials for Roosevelt County – Liliana Rivera:** Ms. Rivera stated the ITB received 2 responsive bids and asked the bid be awarded to Frank Levacy Trucking LLC. Commissioner Lopez made a motion to award the ITB to Frank Levacy Trucking LLC with a second by Commissioner Criswell. Commissioner Grider-Yes, Commissioner Criswell-Yes, Commissioner Dixon-Yes, Commissioner Savage-Yes, Commissioner Lopez-Yes.

**C. Request for Approval of Award of ITB 2024-03 for Emulsion Materials for Roosevelt County:** Ms. Rivera stated the ITB received 4 responsive bids and asked the bid be awarded to both Desert West Enterprises LLC. and HF Sinclair Marketing LLC. Commissioner Grider made a motion to award the ITB to both companies with a second by Commissioner Lopez. Commissioner Grider-Yes, Commissioner Dixon-Yes, Commissioner Criswell-Yes, Commissioner Savage-Yes, Commissioner Lopez-Yes.

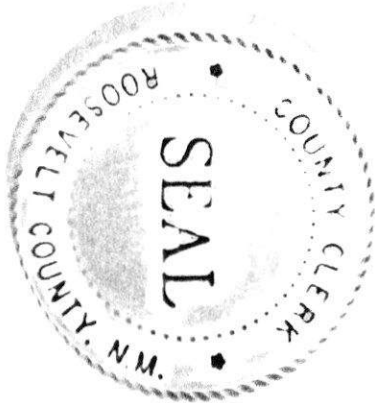
**D. Request for Approval of Grant Agreement 23-ZH5048-71 with NM Department of Finance and Administration and Roosevelt County for Law Enforcement School Resource Officer Position:** Sheriff Sanchez presented the grant agreement and requested approval of the agreement for an additional position in the Sheriff's Office which would be utilized as a school resource officer in the Portales Public Schools.

Commissioners expressed the need for resource officers in the rural schools as well. Commissioner Criswell stated there is no officer presence at the Elida Schools, and no traffic control along US HWY 70 during school zone hours. After much discussion, Commissioner Grider made a motion to approve the request with a second by Commissioner Lopez, Commissioner Grider-Yes, Commissioner Dixon-No, Commissioner Criswell-No, Commissioner Savage-Yes, Commissioner Lopez-Yes.

8. **Adjourn:** The meeting was adjourned at 10:44 a.m.

ATTEST:

Mandi M Park  
Mandi M. Park  
County Clerk



BOARD OF ROOSEVELT  
COUNTY COMMISSIONERS

Paul Grider  
Paul Grider  
Commission Chair

