

**EDDY COUNTY BOARD OF COMMISSIONERS
MINUTES OF A REGULAR MEETING
FEBRUARY 6, 2020**

Be it remembered that the Eddy County Board of Commissioners held a regular meeting in the Eddy County Administration Complex-Room 211 on February 6, 2020 at 8:30 a.m. Davis called the meeting to order and led the Pledge of Allegiance and the Salute to the New Mexico State flag. Henry gave the invocation.

PRESENT:

ERNEST CARLSON	CHAIR, DISTRICT 1
STEVE MCCUTCHEON	VICE-CHAIR, DISTRICT 4
JON HENRY	COMMISSIONER, DISTRICT 2
LARRY WOOD	COMMISSIONER, DISTRICT 3
SUSAN CROCKETT	COMMISSIONER, DISTRICT 5
ALLEN DAVIS	COUNTY MANAGER
CAS TABOR	COUNTY ATTORNEY
ROBIN VAN NATTA	COUNTY CLERK
DARLENE ROSPRIM	CHIEF DEPUTY CLERK
RONDA NELSON	DEPUTY CLERK
BILLY MASSINGILL	WARDEN
GAY WEST	EXECUTIVE ADMIN ASSISTANT
JESSICA STYGAR	ASSISTANT FINANCE DIRECTOR
CAROL HENNINGTON	INFORMATION SYSTEMS DIRECTOR
ROSIE MUNOZ	IT DEPT
KEN KEMP	IT DEPT
ROXANN BRANNON	HR DIRECTOR
JERI STRONG	PIO/O&G LIASON
STEVE MCCROSKEY	COUNTY PLANNER
BRIAN STEPHENS	FACILITIES DIRECTOR
JASON BURNS	PUBLIC WORKS MANAGER
JOSHUA MACK	FIRE SRVC DIR/FIRE MARSHALL
STEPHANIE YBABEN	RED ROCKET MEDIA

TIMED AGENDA

8:30 A.M.:

- 1. PUBLIC COMMENTS/ANNOUNCEMENTS. (THREE MINUTE TIME LIMIT PER PERSON) (WE REQUEST ALL COMMENTS BE RESPECTFUL AND COURTEOUS IN NATURE):** None.
- 2. PRESENTATION BY ALAN BOWERS FROM CARR, RIGGS AND INGRAM, LLC AND APPROVAL OF R-20-13; ACCEPTANCE AND APPROVAL OF EDDY COUNTY'S FY 2018-2019 AUDIT – JESSICA STYGAR:** AJ Bowers presented an overview of the County's audit by Carr,

Riggs and Ingram, LLC. He stated the County received an Unmodified Opinion, which was the best opinion possible. He presented details of the County's audit and financial position. He expressed appreciation for the entire Finance Department's cooperation and assistance throughout the long process that had begun in June, 2019, and concluded in January, 2020. Crockett moved, seconded by Henry to approve R-20-13. Voting yes: Carlson, Henry, Wood, Crockett and McCutcheon. Passed 5-0. R-20-13 was recorded as Timed Agenda Exhibit 2.

TRAILING AGENDA:

1. **COMMUNITY SERVICES BUDGET ADJUSTMENT – ALLEN DAVIS:** This was not a budget increase but a line adjustment moving funds from Professional Services to the 2020 Census. McCutcheon moved, seconded by Henry, to approve Community Services Budget Adjustment. Voting yes: Carlson, Henry, Wood, Crockett and McCutcheon. Passed 5-0.
2. **VOLUNTEER FIRE DEPARTMENT PERA FORM APPROVALS – JOSHUA MACK:** The forms had to be approved annually and signed by the Chairman. Crockett moved, seconded by Henry to approve the Volunteer Fire Department PERA Form allowing the Chairman to sign. Voting yes: Carlson, Henry, Wood, Crockett and McCutcheon. Passed 5-0.
3. **RESOLUTION AND AGREEMENT CONSENT AGENDA:** Since all of the items listed below have been distributed to the Commissioners in advance for review and are of a routine and non-controversial nature, they will be enacted by a single motion. Any Commissioner or the County Manager may remove an item from this Resolution and Agreement Consent Agenda if separate discussion is desired. Any item so removed shall be placed on the Trailing Agenda immediately following the approval of this Resolution and Agreement Consent Agenda or later, at a specific time or place on the Trailing Agenda.

a. RESOLUTIONS:

- i. **R-20-14; 2020 COMMITTEE, BOARD AND COMMISSION APPOINTMENTS AND DESIGNATIONS – ALLEN DAVIS.**
- ii. **R-20-15; RESOLUTION OF CONSIDERATION BETWEEN EDDY COUNTY AND LEA COUNTY FOR THE PURPOSE OF IMPROVING AND RECONSTRUCTING CAMPBELL ROAD – ALLEN DAVIS.**

b. AGREEMENTS:

- i. **A-20-05; LOCAL GOVERNMENT TRANSPORTATION PROJECT FUND GRANT AGREEMENT AND BUDGET ADJUSTMENT – WESLEY HOOPER.**
- ii. **A-20-09; AGREEMENT FOR CONSULTING SERVICES WITH EMSRX – JOSHUA MACK.**

- iii. A-20-10; SHORT-TERM DORM LEASE WITH TRANS AERO MEDEVAC – JOSHUA MACK.
- iv. A-20-11; SHORT-TERM HELI PAD LEASE WITH TRANS AERO MEDEVAC – JOSHUA MACK.
- v. A-20-13; FINAL RENEWAL ON A-00-16; LICENSE AGREEMENT WITH NMEMNRD FOR TOWER ON C-HILL – ALLEN DAVIS.

McCutcheon moved, seconded by Crockett to approve the Resolution/Agreement Consent Agenda, pulling R-20-14 for discussion. Voting yes: Carlson, Henry, Wood, Crockett and McCutcheon. Passed 5-0.

Following discussion, R-20-14 was amended to reflect the changes brought forth. Crockett moved, seconded by McCutcheon, to approve R-20-14 as amended. Voting yes: Carlson, Henry, Wood, Crockett and McCutcheon. R-20-14 Amended and R-20-15 were recorded as Exhibits 3.a.i and 3.a.ii. A-20-05, A-20-09-A-20-11, and A-20-13 were recorded as Exhibits 3.b.i through 3.b.v., respectively.

- 4. **DEPARTMENT UPDATES.** Burns updated the Commission on current Road Department issues and project progress. Henry clarified that his calls to Burns were to report issues and were not direction to Burns from him. Burns replied he had considered Henry's calls as those of a citizen's call of reporting an issue and not giving direction. Stephens reported the sub-office in Artesia had been damaged by a vehicle. He stated the handicap handrail damage had already been repaired by the company, and that the light pole damage had been submitted to the company's insurance for consideration. McCroskey commended Burns' department mechanics for the aid and assistance received by the Code Enforcement employees who had vehicle trouble that stranded them. The mechanics helped get the vehicle operating.
- 5. **TRAVEL REQUEST CONSENT AGENDA:** Since all of the items listed below have been distributed to the Commissioners in advance for review and are of a routine and non-controversial nature, they will be enacted by a single motion. Any Commissioner or the County Manager may remove an item from this Travel Request Consent Agenda if separate discussion is desired. Any item so removed shall be placed on the Trailing Agenda immediately following this Travel Request Consent Agenda or later, at a specific time or place on the Trailing Agenda.

PRIOR - NONE

FUTURE - NONE

6. **EMERGENCY BUSINESS:** None.
7. **LEGISLATIVE UPDATE:** Davis noted Fanning and Hooper were in Santa Fe at the Legislative Session. Items relevant to Eddy County had progressed and positive outcomes were expected. The Eddy County gratuity bags handed out to legislators and distributed to meeting attendees had been well received. Burns informed the Commission of an approaching opportunity to meet with the DOT in Carlsbad. Davis stated that the County had submitted for publication a two-page article with the A-10 "Feed the Horse" image along with Eddy County information and statistics. It would appear in the upcoming special business publication in the February 10 *Albuquerque Journal*. Billboards in the area were also being considered to reinforce that message. A plaque with the same message and image had been made for presentation to the Governor.
8. **LEGISLATORS AND ELECTED OFFICIALS' COMMENTS/ANNOUNCEMENTS/UPDATES:** None.
9. **COUNTY MANAGER'S COMMENTS/ANNOUNCEMENTS/UPDATES:** Davis noted the Legislature was on the second half of the session. He had met with Lea County Manager Gallagher, noting both counties would work together to repair Campbell Road and move forward with a unified voice.
10. **COUNTY COMMISSIONERS' COMMENTS/ANNOUNCEMENTS/UPDATES:** Crockett had attended meetings with officials in Washington, DC last week. She had met with the lady who approves/disapproves some of the grant funding, and also had met with the official who replaced Rick Perry. She stated it was refreshing to see the County and City working together in Santa Fe. The County could receive \$300K from a special appropriations fund given to each senator from John Arthur Smith. Senators Kernan and Fulfer designated the funds to Eddy County to possibly help fund the West Bypass. The CDOD had approved the flyers touting the benefits of Eddy County. Wood had watched the Legislature progression and the pending legislation concerning the Red Flag Law. McCutcheon felt the County was doing a good job of marketing itself. He reminded all of a meeting with Secretary Sandoval on the 19th. He was still interested in lodger's tax money paying for signage to announce the entrance to Eddy County on all major roads. He thanked Jerry Fanning for all his hard work and emails allowing him to report to his constituents. Henry felt it was great to see Eddy County's message in Santa Fe and that it would produce great results calling attention to the benefits of the oil and gas industry in NM. He felt good that the Commission had been taking action that produced accomplishments, as opposed to just talking about things. He thanked everyone for their cooperation. Carlson echoed all that had been said and noted if we worked as a group, change could be brought about. McCutcheon commented he felt the State of the Union Address had been great.

11. EXECUTIVE SESSION: None.

12. ADJOURN: At 9:35 a.m., McCutcheon moved, seconded by Crockett by to adjourn the meeting. Voting yes: Carlson, Henry, Wood, Crockett and McCutcheon.

COMMISSION CHAIRMAN, ERNEST CARLSON

ATTEST:

COUNTY CLERK, ROBIN VAN NATTA

DATE