

**EDDY COUNTY BOARD OF COMMISSIONERS
MINUTES OF A REGULAR MEETING
MAY 7, 2019**

Be it remembered that the Eddy County Board of Commissioners held a regular meeting in the Eddy County Administration Complex-Room 211 on May 7, 2019 at 8:30 a.m. Henry called the meeting to order and led the Pledge of Allegiance and the salute to the New Mexico State flag. Stephens gave the invocation.

PRESENT:

JON HENRY	CHAIR, DISTRICT 2
ERNEST CARLSON	VICE-CHAIR, DISTRICT 1
LARRY WOOD	COMMISSIONER, DISTRICT 3
STEVE MCCUTCHEON	COMMISSIONER, DISTRICT 4
SUSAN CROCKETT	COMMISSIONER, DISTRICT 5
CAS TABOR	COUNTY ATTORNEY
DARLENE ROSPRIM	CHIEF DEPUTY CLERK
ANITA JONES	DEPUTY CLERK
MARK CAGE	SHERIFF
KIM BALLARD	ADMINISTRATIVE ASSISTANT, SHERIFF
GEMMA FERGUSON	ASSESSOR
MELISSA WASHBURN	CHIEF DEPUTY ASSESSOR
LAURIE PRUITT	TREASURER
BILLY MASSINGILL	DETENTION WARDEN
MARIA MALDONADO-MERJIL	CHIEF DEPUTY ADMINISTRATOR
GAY WEST	EXECUTIVE ADMINISTRATIVE ASSISTANT
TERRA DOUGAN	ADMINISTRATIVE ASSISTANT
ROBERTA SMITH	FINANCE DIR/ CO-COUNTY MANAGER
ROXANN BRANNON	HR DIRECTOR
ANNA VASQUEZ	ASSISTANT HR DIRECTOR
CAROL HENNINGTON	IT DIRECTOR
SHARON DODSON	ASSISTANT IT DIRECTOR
ROSIE MUNOZ	IT DEPARTMENT
WESLEY HOOPER	COMMUNITY SRVCS DIR/CO-COUNTY MGR
JERI STRONG	PIO/O&G LIAISON
STEVE MCCROSKEY	COUNTY PLANNER
CHRISTINE MCCROSKEY	PUBLIC WORKS FINANCE OFFICER
BRIAN STEPHENS	FACILITIES DIRECTOR
JOSHUA MACK	FIRE SERVICE DIRECTOR/FIRE MARSHALL
VERONICA PARRAS	HEALTH CARE ADMINISTRATOR
EULALIA STROMAN	ARTESIA MVD
ROBERT DEFER	CEO-CHAMBER OF COMMERCE, CARLSBAD
DYLAN BARRERA	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. **EXECUTIVE SESSION:** The Board may go into Executive Session in accordance with the State of New Mexico Open Meetings Act, Section 10-15-1-H (2), (7), & (8), which authorizes the Board of County Commissioners to go into Executive Session to discuss:
 - a. **LIMITED PERSONNEL MATTERS:**
 - i. **DISCUSSION OF COUNTY EXECUTIVE MANAGEMENT PERSONNEL-CAS TABOR.**
 - b. **THREATENED OR PENDING LITIGATION:**
 - i. **FEMA-ROBERTA SMITH.**
 - c. **REAL PROPERTY:**
 - i. **REAL PROPERTY SALE AND/OR PURCHASE-CAS TABOR.**

At 8:32 a.m., Crockett moved to go into Executive Session and to return at 9:30 a.m., seconded by McCutcheon. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0.

3. **RE-OPEN MEETING:** At 10:47 a.m., Crockett moved to reopen the meeting and certified the only items discussed were:
 - a. **LIMITED PERSONNEL MATTERS:**
 - i. **DISCUSSION OF COUNTY EXECUTIVE MANAGEMENT PERSONNEL – CAS TABOR.**
 - b. **THREATENED OR PENDING LITIGATION:**
 - i. **FEMA-ROBERTA SMITH.**
 - c. **REAL PROPERTY:**
 - i. **REAL PROPERTY SALE AND/OR PURCHASE-CAS TABOR.**

seconded by Carlson. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0.

4. **TAKE ACTION, IF ANY, ON ANY MATTER RELATING TO THE EXECUTIVE SESSION.**
 - a. **LIMITED PERSONNEL MATTERS:**
 - i. **DISCUSSION OF COUNTY EXECUTIVE MANAGEMENT PERSONNEL – CAS TABOR.**

McCutcheon moved to add to the description of county manager allowing involvement in local municipality functions and any other final wording would be approved by Commissioner Chair Henry, seconded by Carlson. The position would be advertised in all regular local venues, including NMC and surrounding

states. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0.

b. THREATENED OR PENDING LITIGATION:

i. FEMA-ROBERTA SMITH.

None taken.

c. REAL PROPERTY:

i. REAL PROPERTY SALE AND/OR PURCHASE-CAS TABOR.

None taken.

TRAILING AGENDA:

5. EDDY COUNTY HIRING PROCESS PRESENTATION-ROXANN BRANNON:

Brannon and Vasquez went over the hiring process. They pointed out the differences in requirements for different departments and noted changes in some of the processes. Crockett asked why it took so long to hire people and that the Sheriff's Office needed to improve their hiring process to hire quickly. Cage pointed out that one of the problems was Justifacts, which was used for background checks; he did not believe it was useful and took too long to obtain results. McCutcheon said Eddy County needed to be more competitive and that the current processes were choking down the hiring. He asked whether there was a legal process impeding the hiring process. Henry stated Eddy County needed to be able to hire people now, not 30 to 45 days later. Smith stated she thought the Sheriff's Office and the Human Resources Department needed to meet to see if they could meet in the middle and maybe revise the policy to fit all departments and negate liability. Henry asked whether the presentment of a possible resolution could be brought back by the next meeting on May 21. Carlson suggested that Hooper, Smith, Brannon and the elected officials meet to come up with procedures. McCutcheon stated he wanted to see the hiring process cut down to two weeks. The hiring process presentation was recorded as Exhibit 5.

6. APPROVE:

a. COMMISSION MEETING MINUTES FOR APRIL 16, 2019: Crockett moved to approve the Commission Meeting Minutes for April 16, 2019, seconded by Wood. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0.

b. EXPENSE APPROVAL REPORT FOR APRIL 2019: Wood moved to approve the Expense Approval Report for April 2019, seconded by Crockett. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0. The Expense Approval Report for April 2019 was recorded as Exhibit 6.b.

c. PURCHASE CARD REPORT FOR MARCH 2019: Crockett moved to approve the Purchase Card Report for March 2019, seconded by McCutcheon. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0. The purchase card report for March 2019 was recorded as Exhibit 6.c.

7. **TREASURER'S REPORT FOR MARCH 2019-LAURIE PRUITT:** This was an FYI item. The March, 2019 Treasurer's Report was recorded as Exhibit 7.
8. **FY 2018-2019 3RD QUARTER LODGER'S TAX REPORT-ROBERTA SMITH:** Smith stated the beginning cash balance for that fiscal year was \$123,714.59 and at the end of the 3rd quarter on March 31, 2019, there was a balance of \$206,935.46. The amount collected was \$23,643.00 for that quarter and there were no expenses. Carlson moved to approve the FY 2018-2019 3rd Quarter Lodger's Tax Report, seconded by McCutcheon. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0. The FY 2018-2019 3rd Quarter Lodger's Tax Report was recorded as Exhibit 8.
9. **MARCH 2019 REVENUE REPORT-ROBERTA SMITH:** Smith stated there was a change for the March Revenue Report in how gross receipts tax was posted. They received a notification from Department of Finance and Administration stating they required the reporting of gross receipts separately from penalty and interest. The net effect was still the same except that it would be receipted and reported separately. March gross receipt tax was about \$5.1M over budget and oil and gas was about \$10.5M over budget. March gross receipt tax collected was \$1.3M and \$1.8M in oil and gas. Carlson moved to approve the March 2019 Revenue Report, seconded by McCutcheon. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0. The March 2019 Revenue Report was recorded as Exhibit 9.
10. **BUDGET VS. ACTUAL-MARCH REVENUE AND EXPENSES-ROBERTA SMITH:** Smith stated that as of March, 85% of overall county wide revenue had been collected and dispensed about 67% of expenses. The general fund was at 108% collected of the budgeted revenue and expenses were at 73%, under 2% of where we should have been on expenses. The Road Funds were approximately 90% collected in revenue. Still missing was about \$2M to be collected in revenue. The biggest portion of that was from the City of Carlsbad for funding of the Standpipe Project. Crockett moved to approve the Budget vs. Actual-March Revenue and Expenses, seconded by McCutcheon. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0. The Budget vs. Actual-March Revenue and Expenses was recorded as Exhibit 10.
11. **APPROVE/DISAPPROVE-TWO (2) INDIGENT BURIALS-VERONICA PARRAS:** Crockett moved to approve two (2) indigent burials in the amount of \$1200, seconded by Carlson. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0.
12. **APPROVAL TO PURCHASE WASHERS, DRYERS, AND COPIERS FOR ECDC-WARDEN MASSINGILL:** Massingill stated the purchases would be made with funds they already had in this budget cycle. Carlson moved to approve the purchase of washers, dryers, and copiers for ECDC, seconded by McCutcheon. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0.
13. **AUTHORIZATION LETTER ALLOWING COMMISSIONER SUSAN CROCKETT VOTING AND SIGNING AUTHORITY FOR COMMISSION**

CHAIRMAN JON HENRY IN REGARDS TO THE BRINE WELL REMEDIATION ADVISORY AUTHORITY-ROBERTA SMITH/WES HOOPER: Henry stated that Crockett had been the authority since the beginning, so it made sense for her to finish it instead of trying to switch it. Crockett thanked Henry and stated the meetings would be every 6 months. McCutcheon moved to approve the authorization letter allowing Commissioner Crockett voting and signing authority for Commission Chairman Henry in regards to the Brine Well Remediation Advisory Authority, seconded by Carlson. Voting yes: McCutcheon, Henry, Carlson and Wood. Abstain: Crockett. Passed 4-0.

14. **DISCUSSION AND DIRECTION FOR EDDY COUNTY INTERAGENCY INVESTIGATION TASK FORCE MOU FINAL-JOSH MACK:** Mack stated that he would like to enter a MOU to continue an Interagency Investigation Task Force. They had been doing this since the beginning of the year and it was working well. The MOU would make it formal. Brendon Harvey, Artesia Fire Marshal, stated that the Carlsbad Police Department, Carlsbad Fire Department, Eddy County Fire Services, Artesia Police Department, Artesia Fire Department and the Sheriff's Department were participating in this Task Force. All departments worked together and the jurisdiction where the scene/fire started was where the funding would come from and/or chain of evidence. McCutcheon stated he had problems with this. He felt this would cause having to form more committees and would lead to too many departments being on a scene at one time. Mack stated each department only went to the scenes when requested by other departments. Cage stated it was actually a good thing. Tabor asked who would sign the MOU. He stated he thought it should be the governing bodies, joined by emergency services and the Sheriff and that it was his understanding that the Mayor of Artesia did not want his name on it. Mack stated they would revise the consent to include signature lines for Chairman Henry, Mack, the Sheriff and the City of Carlsbad Mayor and would bring the matter back to the Commission.
15. **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-19-38; INDIGENT MEDICAL/HOSPITAL CLAIMS REPORT-VERONICA PARRAS.**
 - ii. **R-19-39; FY 2018-2019 3RD AND 4TH QUARTER BUDGET ADJUSTMENTS-ROBERTA SMITH.**
 - iii. **R-19-40; FTI CONSULTING'S MONTHLY REPORT FOR FEBRUARY 2019-ROBERTA SMITH.**

- iv. **R-19-41; 2019 COMMITTEE, BOARD AND COMMISSION APPOINTMENTS AND DESIGNATIONS-ROBERTA SMITH/WES HOOPER.**
- v. **R-19-42; NEW MEXICO FINANCE AUTHORITY LOAN NO. PPRF-4932 APPLICATION AND RESOLUTION FOR OTIS VOLUNTEER FIRE DEPARTMENT TO FINANCE A 2020 SVI MEDIUM RESCUE UNIT-ROBERTA SMITH.**
- vi. **R-19-43; FY 2018-2019 DFA 3RD QUARTERLY REPORT-ROBERTA SMITH.**
- vii. **R-19-44; DONATION OF CARLSBAD FIRE DEPARTMENT AMBULANCE TO EDDY COUNTY-JOSHUA MACK.**
- viii. **R-19-45; ADOPTION OF REQUIRED CDBG ANNUAL CERTIFICATIONS AND COMMITMENTS-WES HOOPER.**

b. AGREEMENTS:

- i. **A-19-31; FY 2018-2019 AUDIT CONTRACT WITH CARR, RIGGS & INGRAM, LLC-ROBERTA SMITH.**
- ii. **A-19-32; AGREEMENT WITH NEW MEXICO MORTUARY/RIVERSIDE FUNERAL HOME FOR CREMATION SERVICES-VERONICA PARRAS.**
- iii. **A-19-34; APPROVE PROFESSIONAL SERVICE AGREEMENT WITH PRESBYTERIAN MEDICAL FOR HEALTHCARE SERVICES-VERONICA PARRAS.**
- iv. **A-19-37; STANTEC MASTER SERVICE AGREEMENT-WES HOOPER.**
- v. **A-19-38; ANNUAL MOTOROLA SERVICE AGREEMENT FY 19/20-JOSHUA MACK.**
- vi. **A-19-39; EQUIPMENT SERVICE CONTRACT WITH SPARKS OFFICE SOLUTIONS-ROBERTA SMITH/WES HOOPER.**
- vii. **A-19-40; COPIER SERVICE CONTRACT CARLSBAD ASSESSOR'S OFFICE-GEMMA FERGUSON.**
- viii. **A-19-42; AMENDMENT TO LEASE AGREEMENT A-18-107 AND SPECIAL WARRANTY DEED-CAS TABOR.**

Henry requested to pull R-19-41. Crockett moved to approve the Resolution and Agreement Consent Agenda as presented, pulling R-19-41, seconded by Carlson. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0. R-19-38 through R-19-40 were recorded as Exhibits 15.a.i-iii. R-19-42 through R-19-45 were recorded as Exhibits 15.a.v-viii. A-19-31, A-19-32, A-19-34, A-19-37 through A-19-40 and A-19-42 were recorded as Exhibits 12.b.i-viii.

R-19-41; 2019 COMMITTEE, BOARD AND COMMISSION APPOINTMENTS AND DESIGNATIONS-ROBERTA SMITH/WES HOOPER. Smith stated the committee removed Rick Rudometkin's name and changed it to County Manager or designee. There were also some suggestions on names of other vacancies. She asked if the Board was in agreement with the changes, and if not, they could change them. There was

discussion previously about consolidating some of the committees. Henry stated he would not make some of those meetings until he could hire people at the restaurant. DWI meetings were the biggest problem for him. West stated she was not sure if according to the State Statute the Chairman was required to show up. Wood stated he was the Chairman of the DWI Advisory Council. Crockett stated she wanted to change the Solid Waste Committee from County Manager or Designee to Steve McCroskey into that position. McCroskey attended the meetings and the previous County Manager or the one before that did not attend those meetings. West stated they would need to appoint an alternate. Carlson questioned why the Commissioners were listed as non-voting on the Lodger's Tax Advisory Board. Tabor stated he thought there were specifics on who the members were that could vote, but would check on that. Henry stated another change he would like to see was on the Eddy County Fire Board. He thought it made sense to add Smith as the designee because she was usually in attendance. Smith stated even by leaving it as County Manager, in the event she could not make it, Hooper would. Henry stated he also thought McCutcheon should replace Crockett on the member list. Crockett and McCutcheon agreed. Henry asked what would happen with the big Committees, such as Multi-Line Pool Board. Smith stated they highlighted the suggestion of substituting Massingill. Crockett asked whose responsibility it was to appoint someone. Cage stated that Rudometkin was voted as an officer by the Board of the Multi-Line Pool Board and the Commissioners would appoint someone until it came time for elections by that Board. Smith stated the Courthouse Safety Committee needed to be addressed since Captain Arsenio Jones was no longer there. West suggested that the Sheriff say who he wanted. Cage stated Captain James Moore would fill that position. Carlson moved to approve the R-19-41 with the approved changes made to the 2019 Committee Board and Commission Appointments and Designations, seconded by Crockett. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0. R-19-41 was recorded as Exhibit 15.a.iv.

16. **PROJECT UPDATES:** None.

17. **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

- a. **ANNA VASQUEZ ATTENDED THE 2019 LEGISLATIVE MEETING IN ROSWELL, NEW MEXICO ON APRIL 25, 2019.**
- b. **GEMMA FERGUSON ATTENDED NM COUNTIES LEGISLATIVE MEETING IN ROSWELL, NM ON APRIL 25, 2019.**

- c. VICKY TEAGUE, MIKE MELLO, AND DAVID LOONEY ATTENDED EMS REGION III CONFERENCE IN RUIDOSO, NM FROM APRIL 25 THRU APRIL 28, 2019.

FUTURE

- d. BRENDA AND RICK WIEDENMANN TO ATTEND NMSAR ESCAPE 2019 IN SOCORRO, NM FROM MAY 16 THRU MAY 19, 2019.
- e. ROXANN BRANNON AND ANNA VASQUEZ TO ATTEND EEOC YEARLY TRAINING IN ALBUQUERQUE, NM FROM MAY 22 THRU MAY 23, 2019.
- f. ROXANN BRANNON AND ANNA VASQUEZ TO ATTEND RMPELRA (ROCKY MOUNTAIN PUBLIC EMPLOYEE LABOR RELATION ASSOCIATION) IN ALBUQUERQUE, NM FROM JULY 10 THRU JULY 12, 2019.
- g. BETSY BRADSHAW TO ATTEND THE 27TH ANNUAL ADMINISTRATIVE PROFESSIONALS CONFERENCE IN NEW ORLEANS, LA FROM SEPTEMBER 21 THRU SEPTEMBER 26, 2019.

McCutcheon requested to pull items d. and g. McCutcheon moved to approve the Travel Request Consent Agenda as presented having pulled items d. and g., seconded by Carlson. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0.

d. BRENDA AND RICK WIEDENMANN TO ATTEND NMSAR ESCAPE 2019 IN SOCORRO, NM FROM MAY 16 THRU MAY 19, 2019. McCutcheon stated he googled NMSAR, but asked what it was. Mack stated it stood for New Mexico Search and Rescue. He stated it was open to all search and rescue and the cost was minimal. He said this was their one big conference per year. Most people pitched a tent and some bunked up in a cabin. McCutcheon moved to approve item d., seconded by Crockett. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0.

g. BETSY BRADSHAW TO ATTEND THE 27TH ANNUAL ADMINISTRATIVE PROFESSIONALS CONFERENCE IN NEW ORLEANS, LA FROM SEPTEMBER 21 THRU SEPTEMBER 26, 2019. McCutcheon stated he had a problem with item g, Administrative Conference in New Orleans, LA. Mack stated he allowed his employees to pick trainings they wanted to go to in order to develop themselves professionally. This was a good class for her to obtain more in-depth training. Mack stated Bradshaw would come back and train the staff with what she learned. Crockett moved to approve item g., seconded by Wood. Voting yes: Crockett, Henry, Carlson and Wood. Voting no: McCutcheon. Passed 4-1.

18. **EMERGENCY BUSINESS:** None.

19. **LEGISLATIVE UPDATE:** None.

20. **LEGISLATORS, ELECTED OFFICIALS AND COUNTY DEPARTMENT HEADS COMMENTS/ANNOUNCEMENTS/UPDATES:** None.
21. **INTERIM CO-COUNTY MANAGER'S COMMENTS / ANNOUNCEMENTS / UPDATES:** Smith stated a Special Commission Meeting would be held the following day and she wanted to make sure there would be 3 Commissioners at the meeting, as McCutcheon and Carlson would not be there. Henry stated he had 3 other meetings scheduled, but would somehow be there. Wood asked if they could call in. Tabor stated nothing had been put in the open meetings act and probably should be, but should only be used in the event of an emergency.
22. **COUNTY COMMISSIONERS' COMMENTS / ANNOUNCEMENTS / UPDATES:** Crockett stated she spent last week in DC and met with everybody in our delegation. The DOT, DOE, BLM and a representative from AECOM were among a few. The President dropped his infrastructure plan, there were monies to be delegated and designated to the Permian Basin. We needed to make sure that those monies kept coming to New Mexico and not getting stuck on the Texas side of the Permian Basin. She also attended the Energy Committees and Alliance Legislative Conference. WIPP permit mods were super important to get passed. Crockett wanted everyone to know the ECA trip was reimbursable, so the County paid for very little. Carlson stated he would be remiss if he did not mention the Cavegirls Softball and Cavemen Baseball had no hitter wins on April 18th. He stated that although the County talked about Budget and Expenses, we needed to remember the surplus in the revenues. He said a lot of times they underestimated our revenues, because they were trying to be conservative. He read an article in the Houston Chronicle that stated over 8000 wells nationally are uncompleted. In the Delaware Basin there were over 4000 of those wells. All they lacked was either fracking or a pipeline to hook up to. Wood stated he attended the New Mexico Legislative Committee Meeting in Roswell. They brought all the bad news of bills that passed. One of them was House Bill 407, which was 472 pages long. Representative Nibert thought that bill would be overturned because there were issues in that bill and a lot of challenges. Another bill they had an issue with was the same day voter registration. Within that bill, it stated that a poll worker or a volunteer could not register those voters; it had to be a full-time clerk. He stated he asked the Clerk how many additional employees would be needed for this and she told him at least 10. Wood received a call from Mr. Maupin from the Artesia General Hospital Board informing him Gary Sims passed away, who was on that Board. They would be bringing a name to the Board for approval. Henry stated State Championships started next weekend. Artesia Softball was ranked #1 in the State and Baseball was #3. The District track meet was this week, but could be changed due to weather. He also asked if a dollar amount could be put on the travel requests. Smith stated it was in the packet.

5 minute break

23. **FY 2019-2020 PRELIMINARY BUDGET REVIEW, DISCUSSION AND DIRECTION WORKSHOP #3-ROBERTA SMITH:** Smith stated the Preliminary Budget was due to the state June 1. She went over the previous budget workshops. After changes were made to different departments, the general fund was at a \$6.1M deficit. She

stated she did not like where the deficit was and she had always been cautious when adding costs to the personnel. There were reclassifications of positions, new positions and the PSA's were a problem. She suggested taking out the positions and leaving the reclassifications. She also stated there was \$200K contingency fund for the Board of County Commissioner. A suggestion would be a give and take on the PSA's from the contingency. The REDA budget looked like it may go down approximately \$136K. PERA went up this year, which was expected. They budgeted for approximately 1.75% increase, but it ended up being .25% which meant a change to the estimated budget of about \$200K. There was a sale of land for fire services of 22 acres for \$1.4M. Smith wanted that money reverted back to the general fund. She suggested using \$1M of the land sale towards the Motorola tower equipment. By doing that, it would save on the deficit. She also suggested that they cut back to the 8 vehicles for the Sheriff's Department that was originally budgeted. That would be a savings of \$483K. McCutcheon stated he supported the cities of Carlsbad and Artesia. He also supported using \$1M for the Motorola equipment. Mack was not in approval. McCutcheon asked the Sheriff how many vehicles and deputies he had. Sheriff and Smith stated 80 vehicles and he also had side by sides and tanks. The Sheriff stated he had approximately 74 officers. McCutcheon asked Stephens if he could reclassify a position instead of asking for an additional position. Stephens stated he could not. He had asked for this new position every year and had not gotten it. Carlson would like to look at the revenue from the oil and gas revenues because he believed it was understated by about 20%. He asked Smith what she based her numbers on. Smith stated she used current and prior fiscal year information. Carlson said he thought by using historical numbers, the County should be mirroring the actual outcome and felt there were missed opportunities and services provided to the citizens. He said he hated talking about cutting expenses, when we were not talking about whether we had the revenue right. Wood stated he agreed with Smith in that a lot of people had been added in the last few years. The personnel hired in the last couple of years was alarming. Henry stated he was really having heartburn with the personnel. The Assessor was asking for a Deed Person, and Stephens was asking for an additional position. Crockett said she agreed that more personnel staff was needed and agreed with Carlson that we needed to increase the revenue in oil and gas. McCutcheon stated he was leaning towards the position for Stephens and that a few other positions needed to be added, but he needed to talk a little more with the directors. He wanted to get it right the first time and didn't want to come back mid-year, aside from an emergency, to address the budget. Henry stated he was still stuck on the PSAs. He suggested giving Carlsbad \$450K and Artesia \$250K. He also said he had a problem with the budget for the Sheriff's Posse Arena. Smith asked Carlson how much he thought the oil and gas should be increased. He stated he would like to see \$19M. Smith said she was comfortable with \$18M. Crockett, McCutcheon, Carlson, Wood agreed to increase the budgeted revenue to \$18M. All Commissioners agreed to give Carlsbad \$400K and Artesia \$250K. Everyone agreed to leave the contingency fund alone and use in case of an emergency. It was agreed to leave the Sheriff Posse as was; under the stipulation they submit regular documentation. Other miscellaneous items were agreed to. Commissioner's agreed to 12 new vehicles, the Tahoe from facilities and Rudometkin's old vehicle. Cage wanted to clarify that the process servers would be at the same level as code enforcement. The Commission agreed to leave the Motorola equipment as it was on expenses. With all

those changes made, it would leave a \$3.8M deficit. It was agreed to put \$5M from the general fund in for FEMA.

24. **ADJOURN:** At 3:07 p.m., Crockett moved to adjourn the meeting, seconded by McCutcheon. Voting yes: Crockett, McCutcheon, Henry, Carlson and Wood. Passed 5-0.

EDDY COUNTY BOARD OF COMMISSIONERS

CHAIR: _____

ATTEST: _____

DATE: _____