

**EDDY COUNTY BOARD OF COMMISSIONERS  
MINUTES OF A SPECIAL MEETING  
May 7, 2020**

Be it remembered that the Eddy County Board of Commissioners held a special meeting in the Eddy County Administration Complex-Room 211 on May 7, 2020 at 3:30 p.m. Carlson called the meeting to order and led the Pledge of Allegiance and the Salute to the New Mexico State flag. Davis gave the invocation.

**PRESENT:**

ERNEST CARLSON	CHAIR, DISTRICT 1
STEVE MCCUTCHEON	VICE-CHAIR, DIST 4
JON HENRY	CHAIR, DIST 2
LARRY WOOD	COMMISSIONER, DIST 3
SUSAN CROCKETT	COMMISSIONER, DIST 5
ALLEN DAVIS	COUNTY MANAGER
CAS TABOR	COUNTY ATTORNEY
ROBIN VAN NATTA	COUNTY CLERK
CAROL HENNINGTON	INFO SYSTEMS DIR
JIM TOWNSEND	STATE REPRESENTATIVE DIST.54
STEPHANIE YBABEN	RED ROCKET MEDIA

**1. OPEN SPECIAL COMMISSION MEETING – COMMISSION CHAIRMAN**

**ERNIE CARLSON:** At 3:30 p.m. Carlson opened the Special Commission Meeting and entertained a motion to go into Executive Session.

**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. THREATENED OR PENDING LITIGATION:**

**i. DISCUSSION OF STATE EMERGENCY POWERS – ALLEN DAVIS.**

At 3:33 p.m., Crockett moved, seconded by McCutcheon, to go into closed session to discuss items 2.a.i. as stated and to reconvene 4:03 p.m. Voting yes: Carlson, Henry, Wood, Crockett and McCutcheon. Passed 5-0.

**3. RE-OPEN MEETING:** At 5:03 p.m., Crockett moved, seconded by Henry to re-open the meeting and certified that the only item discussed was Threatened or Pending Litigation with the Discussion of State Emergency Powers. Voting yes: Carlson, Henry, Wood, Crockett and McCutcheon. Passed 5-0.

**4. TAKE ACTION, IF ANY, ON ANY MATTER RELATING TO THE EXECUTIVE SESSION.**

**a. THREATENED OR PENDING LITIGATION:**

**i. DISCUSSION OF STATE EMERGENCY POWERS –**

**ALLEN DAVIS.** Davis read aloud the following statement:

The described action was for Eddy County Commission to make a motion to act in a coalition of local counties, municipalities, local legislators to draft a cause of action directed to the Governor to address the equality and equitable applications of broad emergency orders in order to protect the civil liberties, including free trade, of the citizens and constituents within the coalition.

McCutcheon moved to accept and approve the statement, seconded by Henry. Voting yes: Carlson, Henry, Wood, Crockett and McCutcheon. Passed 5-0.

**5. \*ADJOURN:** At 5:06 p.m., Crockett moved, seconded by McCutcheon, to adjourn the meeting. Voting yes: Carlson, Henry, Wood, Crockett and McCutcheon. Passed 5-0.

**\*ASTERISKS DENOTES VOTE REQUIRED**

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**COMMISSION CHAIR, ERNEST CARLSON**

**ATTEST:**

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**COUNTY CLERK, ROBIN VAN NATTA**

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**DATE**