

**EDDY COUNTY BOARD OF COMMISSIONERS
MINUTES OF A REGULAR MEETING
JANUARY 22, 2019**

Be it remembered that the Eddy County Board of Commissioners held a regular meeting in room 211 of the Eddy County Administration Complex on January 22, 2019 at 8:30 a.m. Rudometkin called the meeting to order, led the pledge of allegiance and the salute to the New Mexico State flag. Commissioner Henry 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
RICK RUDOMETKIN	COUNTY MANAGER
CAS TABOR	COUNTY ATTORNEY
ROBIN VAN NATTA	COUNTY CLERK
DARLENE ROSPRIM	CHIEF DEPUTY CLERK
MARK CAGE	SHERIFF
GEMMA FERGUSON	ASSESSOR
RHONDA HATCH	SUPERVISOR ASSESSOR
LAURIE PRUITT	TREASURER
BILLY MASSINGILL	DETENTION WARDEN
MARIA MALDONADO-MERJIL	ADMIN ASSISTANT DETENTION
GAY WEST	ADMINISTRATIVE ASSISTANT
ROBERTA SMITH	FINANCE DIRECTOR
JESSICA STYGAR	ASSISTANT FINANCE DIRECTOR
ROXANN BRANNON	HR DIRECTOR
CAROL HENNINGTON	IT DIRECTOR
SHARON DODSON	ASSISTANT IT DIRECTOR
ROSIE MUNOZ	IT DEPARTMENT
WESLEY HOOPER	COMMUNITY SERVICES DIRECTOR
JERI STRONG	PIO
STEVE MCCROSKEY	COUNTY PLANNER
EULALIA STROMAN	MVD ADMINISTRATOR
VERNOICA PARRAS	HEALTHCARE ASST PRGRM ADMIN/CS
BRIAN STEPHENS	FACILITIES DIRECTOR
JOSHUA MACK	FIRE SERVICE DIRECTOR/FIRE MARSHAL
TRAVIS OLBERT	DEPUTY FIRE SRVC DIR/FIRE MARSHAL
CYNTHIA SHARIF	DWI DIRECTOR
DEBRA HICKS	PETTIGREW & ASSOCIATES
MIKE SMITH	CARLSBAD CURRENT ARGUS
DYLAN BARRERA	RED ROCKET

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):**

JAMES WALTERSCHEID: Walterscheid, a former Commissioner, spoke in favor of the 4-day work week. He stated it was a benefit for employees and the public took advantage of the extended hours. Walterscheid commended the County for the work done on John D. Forehand Road. As a volunteer fire fighter, the repaired road made a huge difference in the time it took for them to respond to a call.

DEBRA HICKS: Hicks reported NMSU Board of Regents would be in Santa Fe for a meeting. She had invited the Chancellor and the Board to the reception held by the Artesia and Carlsbad Chambers of Commerce. She encouraged everyone who would be in Santa Fe to attend. The reception was scheduled for Monday, January 28, 2019 at 5:30 p.m.

ANNIE MILLER, JUDY PRESSETT, DEEDRA MORSE, LAURIE PRUITT, TREASURER, PAULA NAJAR, ROXANN BRANNON, MARIA MALDONADO-MERJIL, GEMMA FERGUSON ASSESSOR, EULALIA STROMAN, and JAMI EAGLE:

The persons listed above spoke in favor of keeping the 4-10 schedules. They cited cost savings, public access with extended hours, employee safety, increased employee morale and productivity as reasons to continue with the 4-10 schedules. Several urged the Commission to look at the entire picture of the benefits instead of being swayed by the few who complained. Those in favor of the schedule, pointed out the advantage of employees being able to utilize Friday to make doctor appointments, which saved the county on sick leave taken. Pruitt and Ferguson both felt as Elected Officials who were in charge of running their office, that it was beneficial to both the public and employees. Pruitt urged the Board to table the item until they had time to do their homework on the issue and make an informed decision. It was brought to the Board's attention that employee productivity was up and the 4-10 work week was used as a hiring tool to attract new employees.

The following spoke against the 4-10 schedules.

CHRISTOPHER COBB, TESS GADBURY, JAMES BUTLER, DANIEL BACA, and ROBIN BOSTICK:

Opponents felt the public would be better served with a 5–8 work schedule and expressed concern over access to public land records, filing of real estate records, delays in occupancy for new home owners, and the high cost of obtaining records through 3rd party vendors. Several complimented the County Clerk’s Office for their customer service but felt it was a hardship for them to be closed on Fridays. The county holiday schedule was an issue when the offices were closed 4 days in a row. Local realtors suggested limited hours on Friday or electronic filing only on days the Clerk’s Office was closed as a compromise.

SHERIFF CAGE: Cage stated he did not have a dog in the 4-10 fight. His office was a 24/7 operation and his administrative office staff had gone to a split schedule with half off on Monday and the other half off on Friday. He encouraged the Board to take a look at the bills being considered in Santa Fe. Cage asked the Board to pass resolutions and take a position on legislation that would affect counties. There was a lot happening in Santa Fe and it was important for the Commission to be our voice on the issues.

2. ELECT CHAIRMAN AND VICE-CHAIRMAN FOR THE EDDY COUNTY BOARD OF COMMISSIONERS FOR 2019 – RICK J. RUDOMETKIN:

Rudometkin stated a letter of resignation from Commissioner Crockett had been received and opened the floor for nominations for Chair. McCutcheon nominated Henry. After no further nominees Carlson moved, seconded by McCutcheon to cease nominations. McCutcheon moved, seconded by Carlson to elect Henry for Chair with the caveat that Crockett be allowed to sign in regards to the AP run and payroll for the following 2 weeks. Voting yes: McCutcheon, Crockett, and Carlson. Voting no: Wood. Abstained: Henry. Passed 3-1. Nominations for Vice-Chair were taken with McCutcheon nominating Carlson. After no further nominations McCutcheon moved, seconded by Henry to close the nominations. McCutcheon moved seconded by Henry to elect Carlson as Vice-Chair. Voting yes: McCutcheon, Crockett and Henry. Voting no: Wood. Abstained: Carlson. Passed 3-1.

Rudometkin asked the Board to move item #9 on the agenda to follow the swearing in ceremony so staff could go back to work. McCutcheon moved, seconded by Carlson to move Agenda Item #9 Discussion of the 4 day work week to follow the swearing in ceremony. Voting yes: Crockett, Wood, Henry, Carlson and McCutcheon. Passed 5-0.

3. SERVICE AWARDS:

- a. **MICHAEL CHAVARRIA, SHERIFF’S DEPARTMENT – 20 YEARS:** Sheriff Cage presented the award to Michael Chavarria.

- b. **MARK DAVIS, PUBLIC WORKS – 5 YEARS:** Commissioner Wood presented the service award to Mark Davis.

4. **SWEARING-IN CEREMONY:**

- a. **RICHARD BURKS – CAPTAIN/TRAINING OFFICER – RICK J. RUDOMETKIN:** Rudometkin swore in Richard Burks as Captain/Training Officer for the Fire Service Division. The Sworn Statement was recorded as Timed Agenda Exhibit 4.a.

SHORT BREAK FOR PICTURES

9. **TO DISCUSS FOUR-DAY WORKWEEK TO FIVE-DAY WORKWEEK AND OPTIONS – RICK J. RUDOMETKIN:** Crockett stated she supported the 4-day workweek and the employees of the County and would not be changing her mind. She stated it was a great hiring tool. Wood felt the same. He stated this issue had been hashed out twice before and he supported the County employees. Wood stated it was a disservice to employees to go back. Carlson stated the mission of government was to serve the people, and felt the County should be open 5 days a week. When campaigning, that was the message he had gotten from constituents. McCutcheon was not naïve to the affect on the employees. Eddy County had great employees but we live in an 8-5 world. He felt the implementation would be very important. The County was here to serve the public and thought the majority would like to have a 5-day workweek. He stated while campaigning the public was in favor of this. Van Natta stated she had made concessions to open on Fridays. The project to put our records online was ongoing and there was a statutory requirement to protect certain information in those records. The redaction process was labor intensive and expensive. The public, Commissioners included utilized the extended hours. Van Natta pointed out the office was open 40 hours a week; whether it was over 4 or 5 days it was still 40 hours. She stated at least 2 of the Clerk's staff would be leaving if the schedule changed. Van Natta stated the Commission had already made up their mind and nothing she said or had done would change that, but asked them not to pigeon hole the office hours. Rudometkin stated they needed an effective date for the change; and inquired if this would include Public Works, Detention or the Sheriff's Office. Van Natta stated it should be for the entire County. McCutcheon asked for the full support of the County Manager. Rudometkin stated he would be in full support and make sure it was implemented correctly. Cage stated he was the Office of the Sheriff, not a department, and did not need his hours dictated. He wanted it made clear that his was not a department. Carlson stated the office should be open 5 days a week how that was implemented was up to the Elected Official or department head. Carlson stated he was very sensitive to the plight of single parents having been one. Ferguson stated she was an elected official and would run her office as she saw fit. Van Natta pointed out all the Elected Officials were not

departments. Each of us were “The Office of the Clerk, Assessor and Treasurer.” Brannon stated what was done for one employee should be done for all and asked for direction. She cautioned the Board that there could be issues with employees depending on how the hours were implemented. Smith asked for direction on the 4-10 split and stated the holidays would be an issue. Payroll approval could become a problem if the department head was off. Romero stated Public Works had been on the 4-10 schedule since 1995, and on call 24/7. Massingill stated it was important when making their motion they included 12-hour shifts. Sheriff Cage apologized if his tone was abrupt and was not trying to down play the other Elected Officials. The legislature had him on edge. Van Natta questioned how the 5-10, hour shift worked when Monday was a holiday. Cage and Smith both confirmed they were paid straight time. Henry stated this was the third time he had heard the issues, and the argument was the same from employees and the public. He had stayed consistent with his voting. This was not personal and he did not have a personal stake on the issue. He was disappointed in some of the e-mails he had received from county employees who would not patronize his restaurant because of his beliefs. Henry stated this vote would affect 200 employees and the Board was representing 70,000 residents of Eddy County. His only goal was to make Eddy County the best county in the State. Henry stated it was never personal for him and felt very comfortable with the vote he would cast. Crockett stated that Elected Officials could set their own hours. She believed the public was being served and she would not waiver with her vote. Crockett cautioned when the motion was made, implementation would be important. She was elected to a second term and represented her district with honor and was proud of the job she had done. Rudometkin stated if went to 5-8’s, to make the effective date February 10. Smith asked for a two week time period to make changes to the system when schedules were set. Carlson moved, seconded by McCutcheon to move the hours back to 5-8 hour days to begin on February 10. After discussion Carlson amended the motion, seconded by McCutcheon to move the implementation date to February 24, exempting the Sheriff’s Office, Detention and Public Works. Stroman stated the MVD office hours would be changed to 8:30 a.m. to 4:00 p.m. Van Natta stated her office would not be following those hours especially during elections due to statutory requirements. McCutcheon wanted the hours to be aligned with the normal standard hours of 8:00 a.m. to 5:00 p.m. Crockett suggested making the motion to go back as operated before the implementation of the 4-10 schedules. Carlson amended his amendment, seconded by McCutcheon to return to the original 5 day work week. Voting yes: McCutcheon, Henry and Carlson. Voting no: Crockett and Wood. Passed 3-2.

5. **PROCLAMATION COMMEMORATING EDDY COUNTY SCHOOL CHOICE WEEK – RICK J. RUDOMETKIN:** Henry read the Proclamation Proclaiming the week of January 20-26 Eddy County School Choice Week. Crockett moved, seconded by McCutcheon to approve the Proclamation. Voting yes:

McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0. The Proclamation Commemorating Eddy County School Choice Week was recorded as Timed Agenda Exhibit 5.

6. 2019 PROPERTY VALUATION PLAN PRESENTATION – GEMMA

FERGUSON: Ferguson gave a brief rundown of the Assessor’s 2019 Property Valuation Plan. Carlson moved, seconded by McCutcheon to approve the 2019 Property Valuation Plan. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0. The 2019 Property Valuation Plan presented by the Assessor was recorded as Timed Agenda Exhibit 6.

7. BID AWARDS:

a. IFB 18-07; HEAVY EQUIPMENT FOR PUBLIC WORKS – KATIE

GOMEZ: Smith reviewed the bids received. Crockett moved, seconded by Wood to award the Lowboys to Certified Stainless Services dba West-Mark and the bottom dump trailers to Utility Trailer Interstate. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0. IFB 18-07 was recorded as Timed Agenda Exhibit 7.a.

b. RFP 18-06; ASSISTANCE WITH ISO SURVEY IN ORDER TO ESTABLISH AN ISO PUBLIC PROTECTION CLASSIFICATION –

KATIE GOMEZ: Crockett moved seconded by McCutcheon to award RFP 18-06 to PE Consulting Services Inc as the sole bidder. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0. RFP 18-06 was recorded as Timed Agenda Exhibit 7.b.

c. RFP 18-07; ON-CALL ENGINEERING, SURVEYING, TESTING AND/OR ENVIRONMENTAL SERVICES FOR COMMUNITY SERVICES – KATIE GOMEZ:

Smith reported there were 5 proposals received. It was the recommendation of the evaluation committee to award contracts to the top 3 offerors; Stantec Consulting Services, Inc, Pettigrew & Associates, and Smith Engineering Company. Carlson asked how the recommendations were made and if the evaluation committee was qualified to assess the bid. Smith stated the criteria used was according to state requirements. She pointed out in multi-awarded RFP’s the department head was responsible for choosing which vendor to call for a project. Hooper stated the Commission still had final approval before the contract was signed with a certain vendor. Carlson stated he had asked for an opinion letter from counsel if the process followed was legal. Tabor stated the county had the option as to who was on the evaluation committee. There was no written policy that dictated the process. Smith assured the Board state

procurement was being followed and the instructions to the committee were laid out in statute. An explanation of the score was required on the evaluation form, which was audited by the procurement officer. Carlson stated he wanted to know if the Board was on solid legal ground to award this contract. Tabor stated yes according to the RFP criteria as written. The concern was that one company would be favored over another. McCutcheon suggested rejecting all bids and awarding each contract as the project came up. He asked how much in advance was the project scheduled and if an engineer was needed for everyone. Crockett stated every project required an engineering study and the county was audited on their process. She did not want to micromanage the departments and would put Smith up against anyone in the state when it came to following the procurement code. Hooper stated it took at least a month if they had to go out for RFP for each contract and some grant funded monies had strict timelines. McCutcheon moved, seconded by Carlson to reject all bids. He felt there were not enough checks and balances on these projects. Smith asked where he wanted the checks to happen in the process. McCutcheon stated his concern was the same person was designing, testing and evaluating the project. He felt that should be done by different people. Hooper stated he could have them all bid the various projects and then the ultimate decision would lie with the Commission. Crockett went on record that the Board needed to be cautious when changing processes that may be in statute. She felt the Board may be facing an ethical question as to how far the Commission could be involved in selecting vendors. Voting no: McCutcheon, Crockett, Wood, Henry and Carlson. Failed 5-0. Carlson moved to approve RFP 18-07 contingent upon the process. Motion died for lack of a second. Henry moved, seconded by McCutcheon to award RFP 18-07 to the top 3 offerors as recommended and a written policy be brought back to the Board for review. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0. RFP 18-07 was recorded as Timed Agenda Exhibit 7.c.

TRAILING AGENDA:

1. APPROVE:

- a. COMMISSION MEETING MINUTES FOR JANUARY 2, 2019:** Crockett moved, seconded by McCutcheon to approve the Commission Meeting Minutes for January 2, 2019. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0.
- b. EXPENSE APPROVAL REPORT FOR DECEMBER 2018:** Crockett moved seconded by McCutcheon to approve the December 2018 Expense Approval Report. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0. The Expense Approval Report for December 2018 was recorded as Exhibit 1.b.

- c. **PURCHASE CARD APPROVAL REPORT FOR DECEMBER 2018:** Crockett moved, seconded by Wood to approve the Purchase Card Approval Report for December 2018. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0. The Purchase Card Approval Report for December 2018 was recorded as Exhibit 1.c.
2. **BUDGET VS ACTUAL – NOVEMBER REVENUE AND EXPENSES – ROBERTA SMITH:** Wood moved, seconded by Carlson to approve the Budget vs. Actual – November Revenue & Expenses Report. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0. The Budget vs. Actual – November Revenue & Expenses Report was recorded as Exhibit 2.
3. **DECEMBER 2018 REVENUE REPORT – ROBERTA SMITH:** Crockett moved, seconded by McCutcheon to approve the December 2018 Revenue Report. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0. The December 2018 Revenue Report was recorded as Exhibit 3.
4. **FY 2018-2019 2ND QUARTER LODGER'S TAX REPORT – ROBERTA SMITH:** Wood moved, seconded by Carlson to approve the 2018-2019 2nd Quarter Lodger's Tax Report. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0. The 2018-2019 2nd Quarter Lodger's Tax Report was recorded as Exhibit 4.
5. **TREASURER'S REPORT FOR NOVEMBER 2018 – LAURIE PRUITT:** This item was FYI.
6. **APPROVE/DISAPPROVE – TWO (2) INDIGENT BURIALS – VERONICA PARRAS:** Crockett moved seconded by Carlson to approve 2 indigent burials. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0.
7. **DISCUSSION AND DIRECTION AND POSSIBLE VOTE ON THE VACANT ASSISTANT COUNTY MANAGER POSITION – RICK J. RUDOMETKIN:** Wood questioned the impact on the various departments since the departure of the Assistant County Manager. Rudometkin stated it was still too soon to know. Crockett stated the position was needed and felt the Directors were currently stretched to the limit. She stated the salary should be in line with what Rayroux was paid regardless of the title. Carlson stated he was not in favor of hiring an Assistant County Manager. He suggested hiring an engineer to help with FEMA, Public Works, oversight on construction and other special projects. McCutcheon agreed with Carlson in regards to an on staff engineer for project management and Crockett in regards to salary. Henry agreed with Crockett, Carlson & McCutcheon. He suggested meeting with

Hooper and Romero before making a decision. Rudometkin agreed and would like to meet with all departments affected. Carlson moved, seconded by McCutcheon to table the item. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0.

8. EDDY COUNTY BOARD AND COMMITTEE DESIGNATIONS AND APPOINTMENTS FOR 2019 – RICK J. RUDOMETKIN: West reviewed the vacant positions and noted the suggestions of the Commission. She would make the appointments bring it back at the next meeting in Resolution form for approval.

10. TRAINING GROUND ADJUSTMENTS – JOSHUA MACK: Mack explained the electrical work would be to assist with proper operations involving the Trans Aero heli-pad. The cost of this item was \$14,367.58 and would come from the land sale monies. Crockett moved seconded by Wood to approve the request. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0.

11. RELOCATION OF WALL IN OEM OFFICE – JOSHUA MACK: Mack explained the relocation of the wall would permit for a conference area being added to the OEM office in the amount of \$12,272.03 with monies coming from the land sale. Crockett moved, seconded by McCutcheon to approve the construction of the wall. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0.

12. BUDGET ADJUSTMENTS FOR CLASS A BURN BUILDING – JOSHUA MACK: Mack explained the Class A Burn Building Project had been ongoing since his arrival in 2016. Chevron had recently donated \$200K for the project. After the purchase of the building and final construction costs, there was additional expense of \$177,500. Mack was asking for a transfer of monies to cover the costs. Crockett stated that when the land was sold, it was to be used for projects at the Fire Services Complex. Smith stated there was still roughly \$1M of land sale monies available for use at the Fire Services Center. McCutcheon moved, seconded by Wood to approve the transfer of \$177,500. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0.

13. OTIS VFD PURCHASE OF LARGER RESCUE UNIT – TRAVIS OLBERT: Crockett moved seconded by McCutcheon to approve the purchase of a larger rescue unit for Otis Volunteer Fire Department with funds coming from NMFA Loan paid by State Fire Protection Fund withholdings in the amount of \$424,758. Crockett moved, seconded by McCutcheon to approve the purchase as requested. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0.

14. QUEEN VFD PURCHASE OF BRUSH TRUCKS – TRAVIS OLBERT:

Carlson moved, seconded by Crockett to approve the purchase of two brush trucks for the Queen Volunteer Fire Department in the amount of \$427,630 to come from their fire excise fund. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0.

15. RIVERSIDE VFD PURCHASE OF NEW TANKER – TRAVIS OLBERT:

Crockett moved, seconded by Wood to approve the purchase of a new tanker in the amount of \$464,717.92 to come from fire excise monies. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0.

16. RIVERSIDE VFD PURCHASE OF PICKUP – TRAVIS OLBERT:

Wood moved, seconded by Crockett to approve the purchase of a new pickup for a command unit in the amount of \$45,264 to come from their fire excise fund. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0.

17. 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-19-02; PER DIEM, MILEAGE, AND OUT OF COUNTY TRAVEL – JESSICA STYGAR.
- ii. R-19-03; INDIGENT MEDICAL/HOSPITAL CLAIMS REPORT – VERONICA PARRAS.
- iii. R-19-04; NEW FUND CREATION – COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUND – ROBERTA SMITH.
- iv. R-19-05; DONATION OF EDDY COUNTY FIRE SERVICE EXPEDITION TO CARLSBAD FIRE – JOSHUA MACK:
Pulled for further discussion by Commissioner Henry.

b. AGREEMENTS:

- i. A-19-02; ADVERTISING AGREEMENT WITH APPCAST EXCHANGE – ROXANN BRANNON.
- ii. A-19-03; EASEMENT AGREEMENT WITH MEWBOURNE OIL COMPANY – CAS TABOR.

Carlson moved, seconded Crockett to approve R-19-02 through 4-19-04, and A-19-02, 19-03. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0. R-19-02 through 19-04 were recorded as Exhibits 17.a.i. – 17.a.iii and 17.b.i, and b.ii.

R-19-05; DONATION OF EDDY COUNTY FIRE SERVICE EXPEDITION TO CARLSBAD FIRE – JOSHUA MACK: Henry asked if this vehicle could be moved over and used by Code Enforcement. Mack stated this vehicle had been given to the Fire Services by the Sheriff and was not worth keeping. Crockett moved, seconded by Wood to approve R-19-05. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0. R-19-05 was recorded as Exhibit 17.a.iv.

18. PROJECT UPDATES:

- a. **PUBLIC WORKS ROAD MAINTENANCE – RAY ROMERO:** This item was tabled due to time constraints.

19. 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. **CHRISTOPHER CHAVARRIA AND THOMAS NAVARRETTE TRAVELED TO ALBUQUERQUE, NM TO DROP OFF ENGINE 2 FOR PAINTING (RIVERSIDE VFD) ON DECEMBER 14, 2018.**
- b. **RAYMOND JONES AND CASEY WHITE TRAVELED TO LAS CRUCES, NM TO PICK UP POLARIS ON JANUARY 3, 2019.**
- c. **BRANDON GUTIERREZ ATTENDED ADVANCED EMT CLASS ON JANUARY 8, 2019 IN HOBBS, NM.**
- d. **BRANDON GUTIERREZ ATTENDED ADVANCED EMT CLASS ON JANUARY 9, 2019 IN HOBBS, NM.**
- e. **BRANDON GUTIERREZ ATTENDED ADVANCED EMT CLASS ON JANUARY 12, 2019 IN HOBBS, NM.**
- f. **BRANDON GUTIERREZ ATTENDED ADVANCED EMT CLASS ON JANUARY 15, 2019 IN HOBBS, NM.**
- g. **BRANDON GUTIERREZ ATTENDED ADVANCED EMT CLASS ON JANUARY 16, 2019 IN HOBBS, NM.**
- h. **BRANDON GUTIERREZ ATTENDED ADVANCED EMT CLASS ON JANUARY 19, 2019 IN HOBBS, NM.**

- i. JAMES B. MOORE ATTENDED TRAINING CONFERENCE FROM JANUARY 20 THRU JANUARY 25, 2019 IN LAS VEGAS, NV.
- j. BRANDON GUTIERREZ ATTENDED ADVANCED EMT CLASS ON JANUARY 22, 2019 IN HOBBS, NM.

FUTURE:

- k. BRANDON GUTIERREZ TO ATTEND ADVANCED EMT CLASS ON JANUARY 23, 2019 IN HOBBS, NM.
- l. COMMISSIONER JON HENRY TO ATTEND EDDY COUNTY LEGISLATIVE RECEPTION FROM JANUARY 27 THRU JANUARY 29, 2019 IN SANTA FE, NM.
- m. BRANDON GUTIERREZ TO ATTEND ADVANCED EMT CLASS ON JANUARY 29, 2019 IN HOBBS, NM.
- n. BRANDON GUTIERREZ TO ATTEND ADVANCED EMT CLASS ON JANUARY 30, 2019 IN HOBBS, NM.
- o. JUAN ZAMARRON AND LT. VICTOR MARTINEZ TO ATTEND LEGAL TRENDS TACTICAL, SWAT AND EMERGENCY RESPONSE OPERATIONS FROM FEBRUARY 4 THRU FEBRUARY 8, 2019 IN LAS VEGAS, NV.
- p. JUDGE JAY FRANCIS TO ATTEND MANDATORY JUDICIAL TRAINING FROM FEBRUARY 6 THRU FEBRUARY 8, 2019 IN ALBUQUERQUE, NM.
- q. ROXANN BRANNON AND ONE OTHER TO ATTEND GATHERING OF THE COUNTIES AT THE ROUNDHOUSE ON FEBRUARY 5, 2019 IN SANTA FE, NM.

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

20. EMERGENCY BUSINESS: None.

21. LEGISLATIVE UPDATE: Rudometkin reported the legislature was in full swing. He would work with the Sheriff as NMC Vice-President on bill track and make sure the Board was informed on legislation. Carlson suggested the entire Commission travel to Santa Fe to meet with legislators. Brannon reported that February 15 was County Day at the Capitol and HR would have a table.

22. LEGISLATORS, ELECTED OFFICIALS AND COUNTY DEPARTMENT HEADS COMMENTS/ANNOUNCEMENTS/UPDATES: Cage stated every Thursday they would be having a conference call or in-person meeting to discuss various bills being introduced. He reported recreational marijuana was a real possibility but individual counties or cities could opt out but would not receive any proceeds of the tax money collected. Hooper introduced the new PIO and Oil & Gas Liaison, Jeri Strong. A meeting with Stantec was

already scheduled. Hooper stated the build grant submitted scored the highest in the nation; however, we were not awarded any money. We would re-submit. Cage stated he had the privilege of presenting Charlie Powell with her CPO certificate. Mack stated they had hired two new code enforcement officers. He was hopeful and asked all to support HB269 which would remove the State Fire Marshal from under the PRC. Mack stated it was also brush fire season and asked if doing a controlled burn to inform dispatch.

23. COUNTY MANAGER'S COMMENTS/ANNOUNCEMENTS/UPDATES:

Rudometkin introduced Terra Dougan as the newly hired Administrative Assistant. He would be headed to Albuquerque after the meeting to testify to the Nuclear Regulatory Commission; this was basically the Atomic Safety Licensing Board, and as the county representative he would be speaking in favor of the Holtec Facility.

24. COUNTY COMMISSIONERS' COMMENTS/ANNOUNCEMENTS/UPDATES:

Crockett thanked the Sheriff for his representation at the legislative priority meeting. She also congratulated Henry and Carlson on the election to chair and vice-chair. Crockett stated the Santa Fe trip was productive. McCutcheon appreciated working with Crockett. He personally could not support the bill for recreational marijuana. Carlson commended the Sheriff on his department patrolling the roads in south Eddy County. He felt there should be emergency services in Loving; and had heard a report that the City of Carlsbad was working to get that done. He felt the county should also be involved with that. Henry wanted night meetings to be on the agenda. Henry also mentioned the Edge classes and stated they should be online for those counties that could not afford to send staff. He was glad the State had made the stance on money for marijuana sales and was willing to trade the proceeds from oil and gas for those counties not supportive of that industry. Gun control was another issue he wanted the Board to look at closely. Henry and Crockett had met with Robert Whitner from the Rural Public Lands County Council. He was very informative and enlightened them that New Mexico was one of the only States that federal money from oil and gas leases went to the State and not to the counties where the minerals were located.

25. EXECUTIVE SESSION: None.

26. ADJOURN: At 1:40 p.m. Carlson moved, seconded by McCutcheon to adjourn the meeting. Voting yes: McCutcheon, Crockett, Wood, Henry and Carlson. Passed 5-0.

CHAIR: _____

ATTEST: _____

DATE: _____