

**EDDY COUNTY BOARD OF COMMISSIONERS
MINUTES OF A REGULAR MEETING
OCTOBER 17, 2023**

Be it remembered that the Eddy County Board of Commissioners held a regular meeting in the Eddy County Administration Complex-Room 211 on October 17, 2023 at 8:30 a.m. Carlson called the meeting to order and led the Pledge of Allegiance and the Salute to the New Mexico State flag. Commissioner Jon Henry gave the invocation.

PRESENT:

ERNEST CARLSON	CHAIRMAN
FRED BEARD	VICE-CHAIR
JON HENRY	COMMISSIONER, DISTRICT 2
JAMES (BO) BOWEN	COMMISSIONER, DISTRICT 4
ROBERTA GONZALES	COUNTY MANAGER
CAS TABOR	COUNTY ATTORNEY
CARA COOKE	EDDY COUNTY CLERK
TAMI WHITE	CHIEF DEPUTY COUNTY CLERK
RHONDA HATCH	EDDY COUNTY ASSESSOR
JAMES MOORE	CAPTIAN ARTESIA SHERIFF OFFICE
ADRIENNE JONES	EXEC ADMIN ASSISTANT
JESSICA STYGAR	ACTING INTERIM FINANCE DIR
STEVE MCCROSKEY	COMMUNITY SERVICES DIRECTOR
TANYA LOPEZ	COMMUNITY SERVICES SECRETARY
JASON BURNS	PUBLIC WORKS DIRECTOR
DORIE FANNIN	PROCUREMENT MANAGER
ROXANNE BRANNON	HUMAN RESOURCES DIRECTOR
BILLY MASSINGILL	DETENTION WARDEN
KEVIN WILLARD	FIRE DIVISION CHIEF OF ADMIN
CAROL HENNINGTON	DIRECTOR IT
ROLAND RODRIGUEZ	IT SPECIALIST III
TRENT MOORE	M&O SUPERVISOR
DEBRA HAMPTON	DWI COORDINATOR
STEPHANIE YBABEN	RED ROCKET MEDIA

ABSENT

SARAH CORDOVA	COMMISSIONER, DISTRICT 5
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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). Kyle Marksteiner, Executive Director United Way Eddy County introduced himself to the Commission. He stated that United Way serves all of Eddy County and they take fiscal responsibility very seriously. Donated money will be invested in Eddy County. He mentioned a few of the programs that United Way supports: the Two in One Helpline, a monthly food drive, they also partner with the Boys & Girls Club, Battered Families Shelter, and the Veterans Safety Transportation Network.
2. SERVICE AWARDS.
 - a. JAMES MOORE, SHERIFF'S DEPARTMENT - 20 YEARS
 - b. JOHN BENSLEY, PUBLIC WORKS – 5 YEARS

Service awards were presented to employees for their years of service to Eddy County.

Short break for pictures.

TRAILING AGENDA:

1. APPROVE:
 - a. *EXPENSE APPROVAL REPORT FOR SEPTEMBER 2023. Beard moved, seconded by Bowen, to approve the Expense Approval Report for September 2023. Voting yes: Henry, Carlson, Beard, and Bowen. Passed 4-0. The Expense Approval Report for September, 2023 was recorded as Exhibit 1.
2. *BUDGET ADJUSTMENT FOR FACILITIES CANOPY – TRENT MOORE. Moore requested that money be moved from building maintenance to building improvements to finish a canopy that will be used for additional storage at facilities. He stated that there had been multiple savings in the building maintenance budget so this was not an increase in the budget just a reallocation. Bowen moved, seconded by Beard, to approve the Budget Adjustment for Facilities Canopy. Voting yes: Henry, Carlson, Beard, and Bowen. Passed 4-0.
3. *DONATION OF RADIOS TO CITY OF ARTESIA – JOSHUA MACK. Willard stated that the City of Artesia needed radios to be compliant with the new digital system. He proposed that we donate our extra radios to the City of Artesia so they can communicate on our system and increase inner operability of the county. Bowen moved, seconded by Beard, to approve the Donation of Radios

to City of Artesia. Voting yes: Carlson, Beard, and Bowen. Abstaining: Henry. Passed 3-0.

4. ***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:** None.

b. **AGREEMENTS:**

- i. **A-23-144; AUTOMATIC/MUTUAL AID AGREEMENT BETWEEN CITY OF ARTESIA, ARTESIA FIRE DEPARTMENT, COUNTY OF EDDY, AND EDDY COUNTY FIRE & RESCUE – JOSHUA MACK.**
- ii. **A-23-145; AUTOMATIC/MUTUAL AID AGREEMENT BETWEEN CITY OF CARLSBAD, CARLSBAD FIRE DEPARTMENT, COUNTY OF EDDY, AND EDDY COUNTY FIRE & RESCUE – JOSHUA MACK.**
- iii. **A-23-157; EDDY COUNTY OIL AND GAS PROPERTY AUDIT PROFESSIONAL SERVICES AGREEMENT – DORIE FANNIN.**
- iv. **A-23-162; ESO HISTORICAL RECORD AGREEMENT – JOSHUA MACK.**
- v. **A-23-163; SCHEDULED PREVENTATIVE MAINTENANCE ROOF SERVICES – FRANK MOORE.**
- vi. **A-23-164; OXYGEN FORENSICS SUBSCRIPTION REQUEST – MARK CAGE.**
- vii. **A-23-166; AGREEMENT BETWEEN EDDY COUNTY SHERIFF'S OFFICE AND FIFTH JUDICIAL DISTRICT ATTORNEY'S OFFICE – MARK CAGE.**
- viii. **A-23-170; RENEWAL MAINTENANCE/SUPPORT AGREEMENT BETWEEN THE EDDY COUNTY CLERK & PROFESSIONAL DOCUMENT SYSTEMS (PDS) NOW KNOWN AS TERRALOGIC DOCUMENT SYSTEMS (TDS) FOR SERVICES FROM 11/1/2023 THROUGH 10/31/2024 (CONTRACT #4096) – CARA COOKE.**

Henry moved, seconded by Beard, to approve the Resolution and Agreement Consent Agenda. Voting yes: Henry, Carlson, Beard, and Bowen. Passed 4-0. A-23-144, A-23-145, A-23-157, A-23-162 thru A-

23-164, A-23-166, A-23-170 were recorded as Exhibits 4.b.i through 4.b.viii, respectively.

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

- a. **KINA METHOLA ATTENDED THE JOB FAIR AT FORT BLISS IN EL PASO, TX FROM AUGUST 23, 2023 THROUGH AUGUST 24, 2023.**
- b. **RAY WILLIAMS ATTENDED AT SCENE TRAFFIC CRASH/TRAFFIC HOMICIDE INVESTIGATION IN TEMPE, AZ FROM OCTOBER 1, 2023 THROUGH OCTOBER 14, 2023.**

Bowen moved, seconded by Beard, to approve the Travel Request Consent Agenda. Voting yes: Henry, Carlson, Beard, and Bowen. Passed 4-0.

FUTURE: None.

6. **EMERGENCY BUSINESS.** None.
7. **LEGISLATIVE COMMENTS/ ANNOUNCEMENTS/UPDATES.** Gonzales stated that NM Counties Board of Directors had approved three legislative priorities for consideration for the 2024 Legislative Session. They requested that all thirty-three counties pass a resolution in support of these priorities. She planned to bring the resolution to the next commission meeting for approval. NMC 2024 Legislative Priorities was recorded as Exhibit 7.
8. **ELECTED OFFICIAL/DEPARTMENT COMMENTS/ANNOUNCEMENTS/UPDATES.** Moore stated that they were 60% complete with the County Extension Office project; work had begun on the front office and he anticipates that it will be completed in thirty days. An electrical repair and HVAC replacement was done at the County Detention Center. They have also completed some roofing and HVAC projects at the DWI and the voting center. He stated that the last phase of the Courthouse first floor remodel was about 90% complete. Cooke stated that early voting began on Saturday, Election Day is November seventh, the last day to early vote is November fourth. Burns anticipated that the updated Arrowhead study and Energy Sector will be done and for review in the next couple of weeks. Burns stated that Dr. Cramer from NMSU will be here to present the Arrowhead Study for the commission meeting on December seventh. A taxation and revenue committee from Santa Fe had

requested information from the Arrowhead study, which would be presented at that committee meeting in November at the Capitol in Santa Fe. Burns felt it was good that the information was getting out there. He stated that it was serving the purpose that we wanted it to.

9. COUNTY MANAGER'S COMMENTS/ANNOUNCEMENTS/ UPDATES.

Gonzales announced that Sitting Bull Falls had re-opened on Friday October thirteenth with modified hours of Wednesday thru Sunday 9:30 am to 3:30 pm. The Carlsbad Department of Development had put out a digital brochure on their website, she felt it was a very informative brochure and encourage everyone to go on-line and look at it. She announced that the Carlsbad Mayor's Energy Summit will be on Thursday.

10. COUNTY COMMISSIONERS' COMMENTS/ANNOUNCEMENTS/ UPDATES.

Henry stated that he wished that NMC would also make IPRA a priority, it was really having an impact on counties. He felt that Thirteenth Street was really coming along. Bowen encouraged everyone to get out and vote in the local elections. He stated that local elections really impacted our communities and voting in these elections was extremely important. Beard wanted to thank the county and all county employees for all that they do. He felt that the county was doing a great job. Carlson was excited that the Arrowhead study was getting recognition, he was glad that it had been updated with more information. There was a section on alternative energy and the effects on NM state land. He felt that it was an important aspect that we were going to talk about. He encouraged everyone to stop by at the Mayor's Energy Summit on Thursday.

11. EXECUTIVE SESSION: None.

MEETING CLOSED AT 8:57 A.M.

~Asterisks denote vote is required~

EDDY COUNTY BOARD OF COMMISSIONERS EDDYCOUNTRY, NEW MEXICO


Ernie Carlson, Commission Chairman

Date: November 7, 2023

ATTEST:


Cara Cooke, County Clerk

