

**MINUTES
SPECIAL MEETING
LUNA COUNTY BOARD OF COUNTY
COMMISSIONERS
Tuesday, March 3, 2015**

BE IT REMEMBERED that the Luna County Board of County Commissioners met in Special Session at 9:00 a.m. on Tuesday, March 3, 2015 in the County Commission Chambers of the Luna County Courthouse, Deming, New Mexico, for the purpose of conducting any and all business to come properly before the Board.

The following staff and elected officials were present:

County Manager Charles "Tink" Jackson, Assistant to the County Manager Glory Johnson, Deputy Clerk JoAnna Zurinsky, Chief Deputy Clerk Berenda McWright, County Assessor Delilah Rojo, Chief Deputy Assessor Barbara Cobos, Road Director Marty Miller, Human Resources and Payroll Director Daniel Gonzales, Budget and Procurement Director Joanne Hethcox, Planning and Zoning Administrative Assistant Patsy Rodriguez, Special Projects and Facilities Management Director Billy Ruiz, Community and Projects Director Jessica Etcheverry, Detention Director Matthew Elwell, Starmax Facilities Director Ira Pearson, IT Technician Manny Armendariz, Emergency Services Director Mark Jasso, Security Screener Moses Pastran

CALL TO ORDER: Commissioner Diaz called the meeting to order at 9:04 a.m. and led the Pledge of Allegiance and the salute to the flag of the State of New Mexico.

ROLL CALL: Deputy Clerk JoAnna Zurinsky called roll. The following members of the Board constituting a quorum were present:

**Chairman, Joe L. Milo, Jr., District 1 (present telephonically)
Linda M. Smrkovsky, District 2
R. Javier Diaz, District 3**

PUBLIC HEARING: Commissioner Diaz opened the floor to receive testimony regarding Luna County Ordinance Number 93 Authorizing the Issuance and Sale of Luna County, New Mexico Gross Receipts Tax Revenue Bonds. County Manager Charles "Tink" Jackson gave a summary of the ordinance, and explained that today authorizes the issuance of general bonds, and not an exact or a specific bond. Mr. Jackson introduced Mark Valenzuela of George K. Baum and Company to stand for questions and to outline the bond structure, the debt service schedule and yield statistics of the 20 and 30 year bonds. Mr. Valenzuela stated that while Ordinance is voluminous, it a standard for any revenue bond for the state of New Mexico, and is very similar to the Starmax Bond. Mr. Valenzuela explained once the Ordinance is approved, a Bond Purchase Agreement (or a Sales Resolution) will be presented to the Board and will outline the terms, the length, the interest rate of the debt and the

purpose of what the bond will be used for. The Ordinance simply allows for the issuance or sale of the bonds. Commissioner Smrkovsky asked Mr. Valenzuela several questions and voiced her concerns pertaining to the bond. Commissioner Smrkovsky noted that (on page 6), Ordinance 93 should be Ordinance 92, and that (on page 24) one-fourth should read three-eighths. A discussion ensued amongst the Board, Mr. Jackson and Detention Director Matt Elwell pertaining to revenue beds, federal prisoners, and jail staffing requirements. Attaching the 3/8th tax to a revenue bond ensures the County will not lose revenues should Senate Bill 101 pass. Chairman Milo stated he was in full support of the Ordinance, and had to exit the meeting. There was no other public comment forthcoming, and Commissioner Diaz closed the floor to further comment.

LUNA COUNTY ORDINANCE NUMBER 93: Chairman Milo motioned to amend and approve Luna County Ordinance 93 Authorizing the Issuance and Sale of Luna County, New Mexico Gross receipts tax Revenue Bonds and amending the Number 93 in the title and in the body of the Ordinance on page 6 to the Number 92, and the amount of one-fourth on page 24 in the body of the Ordinance to three-eighths. Commissioner Diaz seconded the motion which carried with a majority roll-call vote with Commissioner Smrkovsky voting in the negative, citing that: "I think that we are rushing into it".

After the vote, a discussion ensued amongst the County Manager, the Board and Mark Valenzuela to Mr. Valenzuela's bond term recommendations, debt service coverage, and credit ratings.

ADJOURN: Commissioner Diaz adjourned the meeting at 10:12 a.m.

ATTEST:

LUNA COUNTY BOARD OF COUNTY COMMISSIONERS



ANDREA RODRIGUEZ, CLERK



CHAIRMAN, JOE L. MILO, JR., DISTRICT 1

APPROVED: 03/12/15



LINDA M. SMRKOVSKY, DISTRICT 2



R. JAVIER DIAZ, DISTRICT 3

