

**MINUTES
SPECIAL MEETING
LUNA COUNTY BOARD OF COUNTY COMMISSIONERS
Tuesday, May 28, 2013**

BE IT REMEMBERED that the Luna County Board of County Commissioners met in special session at 9:00 a.m. on Tuesday, May 28, 2013 in the County Commission Chambers of the Luna County Courthouse in 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:

Kelly Kuenstler, County Manager	Danny Gonzales, Human Resources & Payroll Director
Raymond Cobos, Sheriff	Joanne Hethcox, Budget and Procurement Director
Andrea Rodriguez, County Clerk	Glory Johnson, Assistant to the County Manager
JoAnna Z. Zurinsky, Deputy Clerk	Berenda McWright, Chief Deputy Clerk
Delilah Rojo, Assessor	Mark Jasso, Emergency Services Director
Chad Shannon, Stockyards	Charles Turner, (Intern) Manager's Office

CALL TO ORDER: Chairman Diaz called the meeting to order at 9:00 a.m. and led the Pledge of Allegiance and the salute to the flag of the State of New Mexico.

ROLL CALL: The roll call was conducted by Deputy Clerk JoAnna Zurinsky. The following Commissioners constituting a quorum were present:

Joe L. Milo, Jr., District 1
J. Jay Spivey, District 2
R. Javier Diaz, Chairman, District 3

COUNTY MANAGER'S REPORT: County Manager Kelly Kuenstler stated she had nothing to report.

PUBLIC COMMENT: Chairman Diaz opened the floor for public comment, however there was none forthcoming.

NEW BUSINESS:

RESOLUTION 13-29 APPROVING THE PRELIMINARY BUDGET: County Manager Kelly Kuenstler explained that further budget cuts from the preliminary budget were made, and she provided a comparison of each budget change since the work session. She stated that a major cut was made in the Road Department concerning overtime for tire baling. She explained that an earmarked gross-receipts tax had been moved out of the general fund, and placed back into the detention fund, where it belongs. Ms. Kuenstler stated that the contract for the U.S. Marshall's office was re-negotiated and the County has obtained a 36-


month locked-in rate adjustment for an additional \$8.37 a day per federal inmate, which should provide a substantial deficit reduction for the Detention Center. The County is also in the process of negotiating the Memorandum of Understanding with the City in regards to the amount the City pays for care of city prisoners.

Budget and Procurement Director Joanne Hethcox thanked those involved with the budget process including the elected officials and the department heads. She reviewed each fund, and explained revenues and expenditures in detail for the Board. Ms. Hethcox stated she felt she was being conservative on gross-receipt tax figure estimates, and with the changes in the Detention Center contracts the budget would balance for the final draft in July. Commissioner Milo thanked all those involved in drafting the preliminary budget, as did Chairman Diaz and Commissioner Spivey. Commissioner Spivey moved to accept Resolution 13-29 Approval of the 2013-2014 Preliminary Budget. Commissioner Milo seconded the motion which carried unanimously following a roll-call vote.

SALES AGREEMENT BETWEEN LUNA COUNTY AND CATTLEMEX: County Manager Kelly Kuenstler explained that the real-estate sales agreement for the Luna County Stockyards to Cattlemex was presented to the State Board of Finance last week. The Stockyards and improvements appraised at \$275,000 and the selling price is \$350,000. Ms. Kuenstler stated that the agreement presented to the State Board of Finance allowed for a cash payment of \$200,000 due at closing, and \$150,000 in a year with a four-percent interest rate. The State Board of Finance preferred the agreement allow for a cash payment of \$350,000 at closing. Commissioner Spivey asked if the taxes would be assessed immediately after the sale. Assessor Delilah Rojo advised that per New Mexico State Statute, since the sale of the Stockyard will transpire after January 1, 2013, for tax purposes, the transaction will not go onto the tax-rolls until January 14, 2014. A closing date cannot be set until approval has been obtained by the State Department of Finance in June. Commissioner Milo moved to accept the Sales Agreement between Luna County and Cattlemex. Commissioner Spivey seconded the motion which carried unanimously.

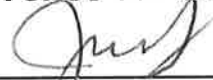
ADJOURN: Chairman Diaz adjourned the meeting at 9:26 a.m.

ATTEST:



 Andrea Rodriguez, Luna County Clerk

**LUNA COUNTY BOARD OF
 COUNTY COMMISSIONERS**

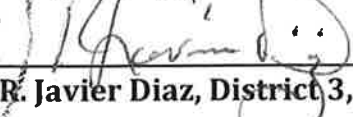


 Joe L. "Oleo" Milo, Jr., District 1

Approved: June 13, 2013



 J. Jay Spivey, District 2



 R. Javier Diaz, District 3, Chairman

