

**MINUTES
SPECIAL MEETING
LUNA COUNTY BOARD OF COUNTY
COMMISSIONERS
Thursday, October 31, 2019**

BE IT REMEMBERED that the Luna County Board of County Commissioners met in Special Session at 9:00 a.m. on Thursday, October 31, 2019 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 David McSherry, Deputy Manager Byron Hollister, Attorney Charles Kretek, Executive Assistant Laura Garcia, Clerk Andrea Rodriguez, Chief Deputy Clerk Berenda McWright, Administration Assistant Debra Seats, Sheriff Kelly Gannaway, and Budget & Procurement Director/Indigent Claims Administrator Joanne Hethcox.

CALL TO ORDER: Chair Smrkovsky called the meeting to order at 9:01 a.m. and led the Pledge of Allegiance and the salute to the flag of the State of New Mexico.

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

**Barbara L. Reedy, District 1
Linda M. Smrkovsky, Chair, District 2
John S. Sweetser, District 3**

PUBLIC INPUT: Chair Smrkovsky opened the floor for Public Comment. No public comment was forthcoming.

EXECUTIVE SESSION: to discuss limited personnel Matters pursuant to §10-15-1 (H) (2) NMSA 1978 pertaining to County Manager's Evaluation. Commissioner Reedy moved to enter into Executive Session pursuant to §10-15-1 (H) (2) NMSA 1978 to discuss the roll of County Manager's Evaluation. The motion was seconded by Commissioner Sweetser and carried unanimously following a roll call vote. The Commissioners went into Executive Session at 9:03am.

Chair Smrkovsky entertained a motion to recess from Executive Session at 11:59 am and return to Executive Session at 1:30 pm. Commissioner Reedy motioned to recess from Executive Session and return at 1:30 pm. Commissioner Sweetser seconded the motion which carried unanimously following a roll call vote.

At 1:30 pm Chair Smrkovsky entertained a motion to return into Executive Session from recess. Commissioner Sweetser moved to return into Executive Session from recess. Commissioner Reedy seconded the motion which carried unanimously following a roll call vote.

Chair Smrkovsky entertained a motion to return from Executive Session at 2:21 pm. Commissioner Reedy motioned to return from Executive Session where no other matters were discussed other than limited personnel matters pursuant to §10-15-1 (H) (2) NMSA 1978 pertaining to County Manager's Evaluation. The motion was seconded by Commissioner Sweetser and carried unanimously following a roll call vote.

Chair Smrkovsky motioned to terminate the contract of County Manager David McSherry effective immediately. The motion was seconded by Commissioner Reedy and carried unanimously following a roll call vote.

Chair Smrkovsky stated that "after careful deliberation and consideration over the past seven months, the Luna County Board of County Commissioners has reached the conclusion that the best interests of the County necessitate the termination of the contract of County Manager David X. McSherry, effective immediately. This decision has been a difficult one and the Board of County Commissioners would like to thank Mr. McSherry for his dedication and service to Luna County. The Commission appreciates time and effort he has put into the job as well as the personal honesty and integrity he has and continues to display, we wish him the best."

Mr. McSherry expressed his appreciation to those who worked with him and mentioned Luna County has some excellent employees and hopes for nothing but success for the County.

ADJOURN: Commissioner Reedy motioned to adjourn. The motion was seconded by Commissioner Sweetser and carried unanimously. Chair Smrkovsky adjourned the meeting at 2:23 p.m.

ATTEST:


ANDREA RODRIGUEZ, CLERK

APPROVED: *November 21, 2019*



LUNA COUNTY BOARD OF COUNTY COMMISSIONERS


BARBARA L. REEDY, DISTRICT 1


LINDA M. SMRKOVSKY, DISTRICT 2


JOHN S. SWEETSER, DISTRICT 3