

**MINUTES
REGULAR MEETING
LUNA COUNTY BOARD OF COUNTY
COMMISSIONERS
Thursday, May 11, 2023**

BE IT REMEMBERED that the Luna County Board of County Commissioners met in regular session at 10:00 a.m. on Thursday, May 11, 2023, 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 Chris Brice, Executive Assistant Yossie Nieblas, County Attorney Charles Kretek, Emergency Management Director Pablo Montoya, HR Director Rosa Porras, DA Mike Renteria, Clerk Berenda McWright, Deputy Clerk Toni Esparza, Probate Judge Diana Diaz, Assessor Michelle Holguin, Chief Deputy Assessor Isabelle Enciso, Treasurer Kristie Hobbs, Chief Deputy Treasurer Jonathan Richmond, Road Department Director David Bailey, Sheriff Mike Eby, Undersheriff Jimmy Garcia, LCDC Director Lee Cook, LCDC Operations Captain Robert Apodaca, LCDC Captain Crystal Lessau, and IT Technician Joseph "JT" Apodaca.

CALL TO ORDER: Chair Sweetser called the meeting to order at 10:07 a.m. after the Pledge of Allegiance and the salute to the flag of the State of New Mexico.

ROLL CALL: Deputy Clerk Toni Esparza called Roll. The following members of the Board constituting a quorum were present:

**Ray Trejo, District 1
Colette M Chandler, District 2
John S. Sweetser, Chair District 3**

MINUTES: Commissioner Chandler motioned to approve the minutes for the Regular Meeting on April 6, 2023, and Work Session on April 25, 2023. The motion was seconded by Commissioner Trejo and was unanimously approved.

SPECIAL AWARDS: County Manager Chris Brice presented Yossie Nieblas with her award for 10 years of service.

RETIREMENT: LCDC Director Lee Cook and LCDC Captain Crystal Lessau presented Detention Officer Sylvia A. Baeza with her retirement plaque for 24 years of service (1999-2023).

PRESENTATIONS:

- Mike Renteria, DA stated that he spent 38 days of the 60 days at the Legislative Session this year representing Luna County. Mr. Renteria stated that the District Attorney's Association tracked 164 Bills this last session, all criminal bills. Mr. Renteria stated that one bill was related to the double dipping issue of trying to allow law enforcement to come back especially those that are in good standing that would do a really good job for small rural communities. Mr. Renteria stated that this bill did not pass, but he will not give up on trying to get this passed. Mr. Renteria stated that another bill that was not passed was the Three Strikes Bill, meaning that after three felonies then an individual will receive a life sentence.

Mr. Renteria stated that this bill did not pass. Mr. Renteria stated that Fentanyl is one of the biggest things out there that is targeting our children, and the number of Fentanyl deaths has increased by 3,000%. Mr. Renteria stated that some of the other bills that were presented were the Pre-trial Detention Bill, the Parole for Juveniles, the Straw Purchase bill which was big for law enforcement, and the final bill that passed was sexual abuse of an animal. The Witness Protective Measures Act was designed to not re-traumatize children who were sexually abused, this would stop the child from having to testify and relive what they went through. The final Bill was Chemical Blood Testing in a DWI. Mr. Renteria stated that these were some of the bills that passed and as far as the ones that did not pass, he and the DAs from all other counties will keep trying until the necessary bills are passed.

- New Mexico Border Authority Deputy Director Julio Jimenez presented in place of Marco Grajeda. Mr. Jimenez was accompanied by Financial Coordinator David Espinoza. Mr. Jimenez stated that New Mexico Border Authority is a branch State agency that provides leadership in the development of States International Ports of Entry. Mr. Jimenez stated that New Mexico Border Authority is also the Governor's advisor on International Issues and Economic Development Issues. Mr. Jimenez stated that New Mexico Border Authority facilitated new infrastructure projects to expand our trade with partners in Mexico and others who would like to do business with our border or partners in the area. Mr. Jimenez stated that all major Port of Entry Projects in the fiscal year 2019 were all funded by New Mexico Border Authority totaling about \$90,000,000.00 this is including Luna County. Mr. Jimenez stated that this will be the first time in 32 years that the New Mexico Border Authority has had this major funding of more than \$90,000,000.00. Mr. Jimenez stated that the major project right now is the modernization and expansion of the Santa Teresa Port Of Entry being at the top of the list to receive this funding for this major project and working with. Mr. Jimenez stated that New Mexico Border Authority is working with partners in Mexico so that there is also expansion on their side also. Mr. Jimenez stated that once this project is done the total will be in the area of \$200,000,000.00. Mr. Jimenez stated that the New Mexico Border Authority invested around \$19,000,000.00 for the diversion BERM that is going to help in Columbus so that in the future an Industrial Park can be built to help with job opportunities in the area and bring more commercial infrastructure from Mexico. Mr. Jimenez stated that there is a new facultative wastewater pond, which will help out the old pond which is in need of constant maintenance with a cost of about 1.6 million dollars. Mr. Brice stated that the design for this project has been changed, but that now Wilson has been assigned to finish up the final design so that the county is able to go out to RFP hopefully by September or October 2023.

CONSENT AGENDA:

- Accounts Payable: \$991,275.74
- Payroll: \$1,296,395.42
- Resolution 23-43: Budget Increases
- Resolution 23-44: Budget Transfers

Commissioner Trejo motioned to approve the Consent Agenda as presented. The motion was seconded by Commissioner Chandler and was unanimously approved following a roll call vote.

NEW BUSINESS:

Final contract award for RFP FY-111-01-LCDC Medical and Behavioral Health Services.

Commissioner Trejo motioned to approve the Final contract award for RFP FY-111-01-LCDC Medical and Behavioral Health Services. The motion was seconded by Commissioner Chandler and was unanimously approved following a roll call vote.

Indigent Claims Report: Commissioner Chandler motioned to Recess as a County Commission Board and convene as Claims Board. The motion was seconded by Commissioner Trejo and unanimously approved.

County Manager Chris Brice reported that in April there were \$12,293.87 in indigent claims of that \$11,807.87 went to Mimbres Memorial Hospital and other services \$486.00. Indigent Claims Fund Balance right now is \$1,928,292.50 with \$495,144.69 of that encumbered as of April 30, 2023.

Commissioner Trejo motioned to approve the Indigent Claims report as submitted. The motion was seconded by Commissioner Trejo and was unanimously approved.

Commissioner Trejo motioned to recess as a Claims Board and reconvene as a County Commission Board. The motion was seconded by Commissioner Chandler and was unanimously approved.

Community Support Reports: Sandy Foster reported that the Humane Society will partner with Starmax on June 9, 2023, to have an on-site adoption that will be put together by the student staff at the Starmax Facility. Ms. Foster stated that the event will be taking place from 10:00 am to 2:00 pm or 11:00 am to 3:00 pm either in the Starmax patio area or inside the facility itself. Ms. Foster stated that for the event there will be dogs and puppies for adoption, no cats and kittens because they are hard to manage in a situation like that and many people are allergic. Ms. Foster stated that in addition, the students that are working with this will be doing some volunteering and community service at the shelter. Ms. Foster stated that the Humane Society had applied for a grant for more spay and neuter money and it was approved in the amount of \$30,000.00 dedicated only to be used for spay or neuter and nothing else.

Elected Officials Report:

Assessor: Assessor Michelle Holguin reported that the Assessor's Office is done with their rendering period for the year 2023 which ended on May 1, 2023. Ms. Holguin stated that her office is receiving a lot of change of addresses from the Notice of Values which helps cut down on the amount of return mail their office receives. Ms. Holguin stated that as usual, the County Service Specialists are busy fulfilling daily tasks such as processing deeds, affidavits, address changes, tax levies for the realtors, and helping customers on the phone, online, and in the office. Ms. Holguin stated that online services are available along with all forms for those who are unable to come to the office physically. Ms. Holguin stated that the Assessor's Office currently has two vacancies that need to be filled. Ms. Holguin stated that the appraisal staff is busy working up the protest which ended May 1, 2023, there were 46 protests filed this year. Ms. Holguin stated that her office now has six certified appraisers, with Renee Rivera recently passing her final course and congratulating

her on her accomplishment in becoming a certified appraiser. Ms. Holguin stated that the last two people needing their certification will be attending classes from July 17, 2023, to July 21, 2023, in Socorro NM. Ms. Holguin stated that the GIS Department has put all of the subdivision scans in the system for easier access. Ms. Holguin stated that they are in the middle of working up their budget for the upcoming year and also are in the middle of their evaluation with the Property Tax Division, with the entrance interview having taken place yesterday and the exit interview taking place on May 17, 2023.

Clerk: No report was given.

Probate Judge: No report was given

Treasurer: No report was given

Sheriff: Sheriff, Mike Eby reported that for the month of April, there were burglaries in the following areas 4000 block of Northwest Cherokee Trail, 8000 block of Southeast Winsen Rd, 4000 Block of Southeast San Francisco Rd., 400 block of East Jesus Carreon St in Columbus. Sheriff Eby reported nine larcenies in the following areas, Southwest Ash and Fir Rd, 800 block of Southwest Sylvia Rd, 800 block of Southeast Sylvia Rd, 2000 block of Southeast "J" Street, 3000 block of Southeast McCan Rd, 17000 block of Southeast Coyote Rd, 3000 block of Southeast HWY 418. Sheriff Eby reported Larceny of mail on Southwest Hermanas and Rockhound Rd, 600 block of Santa Monica St. Sheriff Eby reported one DWI, seven assaults, seven motor vehicle thefts of which four were recovered, eight motor vehicle accidents, there were a total of 182 calls with 154 being civil non-criminal.

Commissioners: No comments from the Commissioners were forthcoming.

County Managers Report: County Manager Chris Brice gave the following report. Mr. Brice stated that he has offered to speak to the public about any concerns that they may have about funding, and explain why certain funds cannot be used for other things besides what the money is specified for. This will allow the issues to be discussed and maybe resolved outside of the Regular Meeting time.

Mr. Brice congratulated Edith Vasquez from the DWI department who was awarded a very prestigious award from Presbyterian Medical Services in Albuquerque last week. Mr. Brice stated that this award is for the work that she does with the Health Council and everything that she does in Luna County and assisting surrounding counties as well.

- **Dispatch:**
- **LCDC:**
- **Road Department:**
- **Budget and Procurement:**
- **Risk Management:**
- **Compliance Manager:**
- **Safety and Emergency Management:**
- **Luna County Fire:**

- **CASA:** Mr. Brice Reported that the CASA Program just graduated 80 kids in Hidalgo County from Girl's Circle and the Boy's Club. Mr. Brice stated that Program Coordinator Anadely Martinez has done a really good job with this, whereas Hidalgo County had only a total of two or three graduates to the present with 80 is a great accomplishment.
- **PAT:**
- **JJCS:**
- **IT:**
- **Planning Department:**
- **Starmax:**
- **HR:**
- **DWI and Teen Court:**
- **Miscellaneous:** Mr. Brice briefly reported on Title 42 letting everyone know that it is to expire tonight at midnight. Mr. Brice stated that he, Emergency Services Director Pablo Montoya, Emergency Safety Coordinator Phillip Rodriguez, and City Administrator Arron Sera, have all been in constant contact with the Cabinet Secretary for Home Land Security with the State, also met with law enforcement yesterday including Border Patrol and the Port Authority. Mr. Brice stated that the plan right now is the same as it has always essentially been. Mr. Brice stated that the CPC in El Paso is the Central Processing Station and that is where everyone is being taken at this time and will continue to be taken. Mr. Brice stated that Port Authority will be metering the flow of immigrants coming across the border to five per day at the Columbus Port of Entry. Mr. Brice stated that right now there are about 50 asylum seekers in shelters in Palomas waiting to come across and five is the max per day that are allowed to come across and be processed. Mr. Brice stated that if there are any issues at the Ports of Entry permission has been granted to close down the Port in the area where the issues are taking place. Mr. Brice reported that if in case the NGOs and the CBC get over their max capacity Dona Ana is prepared to assist with setting up a shelter at the Dona Ana Fairgrounds, and Luna County would help transport any immigrants to that shelter. Mr. Brice stated that Luna County is working with the Border Patrol now just in case they need assistance with transport by contacting the Detention Center.

Mr. Brice reported on some of the projects and money received and spent last year.

- \$450,000.00 to be used for the purchase of vehicles which included new units for the Sheriff's Department
- \$500,000.00 for heavy equipment for the Road Department
- \$500,000.00 will go to the batting cages and the youth recreation at Starmax with the total project costing about \$1,000,000.00.
- \$250,000.00 in fiber optic upgrades within County buildings
- \$250,000.00 for Luna County Road equipment
- \$ 5,000,000.00 for the Emergency Operations Center (to upgrade the Armory), This being about \$3,500,000.00 from the state, and about \$1,500,000.00 from FIMA at the Federal level through Congressional Directed Spending.
- \$850,000.00 from Congressional Directed Spending for a mobile command unit for Emergency Operations.
- \$650,000.00-The County applied for this grant for Columbus to get more aid with the wastewater facility.
- \$20,000,000.00 for the BERM Project (Columbus)

- \$5,000,000.00 for roads in the Industrial Park Area in Columbus

Mr. Brice stated that there is a tremendous amount of money that is coming to the County and a lot of it is the County making themselves known with Legislatures, and requesting the amounts which are the County's priority to fund different projects, etc. Mr. Brice stated that getting the money is one thing and managing the money is a whole different thing, involving everyone in the Manager's Office staff to really pay attention to and make sure that the funds are being distributed and handled in the correct manner. Mr. Brice stated that the County is also a Fiscal Agent for a lot of Non-Profits. A lot of the things that Columbus does, the County has to be the Fiscal Agent, which means that the money does not come directly to the County, but the Manager's Office staff does have to monitor how that money is distributed and spent as well as doing all of the reporting.

Executive Session: Pursuant to Section 10-15-1H (2) NMSA 1978 Limited Personnel Matters matter pertaining to LCSO; 10-15-1H(7) NMSA 1978 pending litigation pertaining to LCSO and property acquisition; and 10-15-10-1H(5) NMSA 1978 to discuss collective bargaining strategy.

Commissioner Trejo motioned to enter into Executive Session at 11:45 a.m.: Pursuant to Section 10-15-1H (2) NMSA 1978 Limited Personnel Matters matter pertaining to LCSO; 10-15-1H(7) NMSA 1978 pending litigation pertaining to LCSO and property acquisition; and 10-15-10-1H(5) NMSA 1978 to discuss collective bargaining strategy. The Motion was seconded by Commissioner Chandler and unanimously approved following a roll call vote.

The Commission Board returned from Executive Session at 12:49 p.m. Commissioner Chandler motioned to return from Executive Session: Pursuant to Section 10-15-1H (2) limited to Personal Matters and Collective Bargaining where no other matters were discussed and no action was taken. The motion was seconded by Commissioner Trejo and was unanimously approved following a roll call vote.

Upcoming Meetings/Events (Unless otherwise specified):

County College: Public Safety: May 24, 2023, at 5:30 p.m.

County Offices Closed: May 29, 2023, in Observance of Memorial Day

Regular Meeting: June 8, 2023, at 10:00 a.m.

Public Comment: Susan Shiffner offered comment concern on non-agenda items. Carmen Mcdonald commented on the purchase of the new jeeps and asked when the Sheriff's Department would be getting new vehicles. Linda Harmon commented on the help the Sheriff's office has received if any, with new vehicles and more deputies. Kristie Kennedy was unable to comment due to technical issues.

Adjourn: Commissioner Trejo motioned to adjourn the meeting. The motion was seconded by Commissioner Chandler and was unanimously approved and adjourned at 1:08 p.m.

ATTEST:

Berenda McWright, Luna County Clerk

Approved: _____

**LUNA COUNTY BOARD OF
COUNTY COMMISSIONERS**

Ray J. Trejo, District 1

Collette M. Chandler, District 2

John S. Sweetser, District 3

MINUTES
SPECIAL MEETING
LUNA COUNTY BOARD OF COUNTY COMMISSIONERS
Thursday, May 25, 2023

BE IT REMEMBERED that the Luna County Board of County Commissioners met at 3:00 p.m. on Thursday, May 25, 2023, in Chambers of the Luna County Courthouse, Deming, New Mexico, for the purpose of conducting a Special Meeting.

CALL TO ORDER: Chair Sweetser called the meeting to order at 3:05 p.m. and led the Pledge of Allegiance and the salute to the flag of New Mexico.

ROLL CALL: Deputy Clerk Toni Esparza called roll. The following Commissioners constituting a quorum were present:

Ray J. Trejo, District 1
Colette M. Chandler, District 2
John S. Sweetser Chair, District 3

NEW BUSINESS:

- **2023-2024 FY 112 Preliminary Budget:** County Manager Chris Brice stated that he had gone to the retreat for both Strategic Planning and the Budget as has been done every year. Mr. Brice stated that the new Fiscal Year would be started with a flat budget, this means essentially that the same amount that was requested and given last year will be the same amount received for this new Fiscal Year. Mr. Brice stated that the only difference that there would be is the cost of living for the employees which was discussed and approved by the Commission Board, and any special projects that any of the departments may have. Mr. Brice stated that the Sheriff's office did ask for some new positions and was agreed upon at the retreat for three new positions for deputies. Mr. Brice stated that it was also agreed that there will be a Grant Department which will consist of the Grants Director, Grant Writer/Manager, and an Administrative Assistant to help keep track of the grant money. Mr. Brice stated that a five percent cost of living increase was approved. Mr. Brice explained that the new system for the budget allows the public to see where the money is going online. Mr. Brice stated that the greater majority of the General Fund goes to the Sheriff's Department. The Commission Board looked at what each of the non-profits asked for and what would be given to each.

	Requested Amount	Granted Amount
• Chamber of Commerce-	\$15,000.00	\$12,000.00
• Country Club Golf Course-	\$ 25,000.00	\$25,000.00
• Deming Animal Guardians Rescue-	\$25,000.00	\$35,000.00
• Deming Arts Council-	\$ 3,000.00	\$ 4,000.00
• Deming Humane Society-	\$162,000.00	\$162,000.00

• Deming Senior Center-	\$150,000.00	\$160,000.00
• Deming Historical Society-	\$ 40,000.00	\$25,000.00
• La Casa(Healing House)-	\$ 30,000.00	\$30,000.00
• Play Sharity -	\$ 60,000.00	\$50,000.00
• Deming Main Street-	\$ 30,000.00	\$30,000.00
• Silver Linings-	\$ 50,000.00	\$ 25,000.00
• State Fair-	\$ 60,000.00	\$35,000.00
• USDA-	\$ 43,250.00	\$43,250.00

Commissioner Chandler motioned to approve the 2023-2024 FY 112 Preliminary Budget as discussed. The motion was seconded by Commissioner Trejo and was unanimously approved following a roll call vote.

- **Amend Resolution 23-42: A Resolution confirming Luna County to Participate in the NMDOT Project Fund (Hermanas Road Truck Route):** Road Department Director David Bailey stated that this Resolution is for a TPF grant that was submitted a few months back. Mr. Bailey stated that in the beginning, the Road Department had applied for seven miles of Hermanas Road which is always in need of repair. Mr. Bailey stated that this project needs to be reset again as part of the truck route that is being done which will be pavement. Mr. Bailey stated that the recommendations from the DOT for approval were that the Road Department do a preliminary design for the entire 15-mile stretch from New Mexico Nine all the way to New Frontier Road. Mr. Bailey stated that the final design is for the seven miles to go under construction in 2025. Mr. Bailey stated that this would be an amendment in a cost increase of about \$200,000 in the TPF grants which the match is only five percent, which is about \$30,000.00. Mr. Bailey stated that these funds would get the Road Department the 15 miles of preliminary design and the seven miles of the final design. Commissioner Trejo motioned to approve to Amend Resolution 23-42: A Resolution confirming Luna County to Participate in the NMDOT Project Fund (Hermanas Road Truck Route). The motion was seconded by Commissioner Chandler and was unanimously approved following a roll call vote.

Upcoming Meetings/Events (unless otherwise specified):

- County College: Luna County Public Safety May 25, 2023, at 5:30 p.m.
- Regular Meeting: June 8, 2023, at 10:00 a.m.

MISCELLANEOUS: Mr. Brice stated that at the next Regular Meeting on June 8, 2023, the Commission Board will convene at 9:30 a.m. for Public Comments on agenda items and general public comment. Mr. Brice stated that once the meeting starts at 10:00 a.m. there will be no more public input in order to conduct business and move through the agenda.

PUBLIC COMMENT: Alberta Morgan asked about what had been done in the budget for the youth. Mr. Brice Stated that the budget for Starmax has been increased, and funded. Also, the County is getting the final design on the basketball courts, and batting cages. The skate park will be relocated to Starmax, and there will also be a roller skating rink. Mr. Brice stated that he is hoping to go out to construction on this sometime in the Fall. Mr. Brice stated that there is about \$900,000, with a \$250,000 grant that was applied for two years ago.

ADJOURN: Commissioner Trejo motioned to adjourn. The motion was seconded by Commissioner Chandler and was unanimously passed. The meeting was adjourned at 4:05 p.m.

ATTEST:

**LUNA COUNTY BOARD OF
COUNTY COMMISSIONERS**

Berenda McWright, Luna County Clerk

Ray J. Trejo, District 1

Approved: _____

Colette M. Chandler, District 2

Chair, John S. Sweetser, District 3

LCBCC Meeting June 08, 2023

Accounts Payable

05/03/2023	\$205,775.78
05/03/2023	\$57,815.35
05/05/2023	\$342,923.98
05/05/2023	\$23,300.85
05/12/2023	\$462,957.25
05/12/2023	\$29,431.51
05/19/2023	\$511,368.88
05/19/2023	\$29,314.58
05/23/2023	\$38,573.34
05/26/2023	\$447,432.36
05/26/2023	\$11,856.54

P-Cards

April 2023	\$175,366.72
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Total \$2,336,117.14

Luna County
Board of County Commissioners



Agenda 6/8/2023

PAYROLL

Date	Register	Amount
05/05/2023	20230157	\$615,786.87
05/05/2023	*20230158	\$24,313.74
05/10/2023	*20230159	\$904.26
05/19/2023	20230160	\$608,208.29
05/19/2023	*20230161	\$21,235.78
05/19/2023	*20230162	\$1,729.50
05/22/2023	*20230164	\$1,614.75

Total: \$1,273,793.19

* Special Assignment Pay

**LUNA COUNTY BOARD OF COUNTY
COMMISSIONERS**

RESOLUTION NO. 23-45
Proposed Inter/Intra Fund Budget Increases

WHEREAS, the Board of County Commissioners of Luna County has the statutory authority to approve, modify and amend the County's annual operating budget; and

WHEREAS, development of an annual budget includes a considerable amount of professional guessing about events that may occur in the future; and

WHEREAS, during the course of the budget year actual events can result in receiving revenues or making expenditures that were not expected at the time the budget was prepared and adopted; and

WHEREAS, it is necessary to adjust the County's adopted budget to properly provide for these unexpected events.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Luna County hereby adopts the changes to the County's Fiscal Year 111, July 1, 2022 through June 30, 2023 Budget proposed by the County's management staff and attached hereto in spreadsheet form, as amendments to the previously adopted operating budget.

PASSED, APPROVED AND ADOPTED THIS 8th DAY OF JUNE, 2023.

BOARD OF COUNTY
COMMISSIONERS OF LUNA
COUNTY

Ray J. Trejo, District One

Colette M. Chandler, District Two

ATTEST:

Berenda L. McWright, Luna County Clerk

John S. Sweetser, District Three

Be it remembered that at a Regular meeting of the Board of County Commissioners of Luna County in Deming NM on the 8th day of June, 2023, the following budget adjustments are proposed and entered of record.

SCHEDULE OF BUDGET ADJUSTMENTS				Budget Resolution Number 23-45 Proposed Inter/Intra FUND Budget Increase/Decrease					Entity Code DFA Resolution Number	
ITEM NO	Adjustment Type	Fund/ DFA Fund	Dept.	From	Amount	To	Amount	Purpose	Approved Budget Balance	Adjusted Budget Balance
One	Increase	401/11000	General Fund - Maintenance	401/11000	\$ 40,000.00	401-03-2025 Utilities	\$ 40,000.00	Estimated utility costs until the end of the fiscal year.	\$ 225,000.00	\$ 265,000.00
Two	Increase	401/11000	General Fund - Sheriff's Department	401/11000	\$ (12,226.61)	401-77-1225 Sheriff's Salary Reimbursement	\$ (12,226.61)	Increase due to specialized OT for Construction Zone Patrols that is reimbursed.	\$ (46,799.75)	\$ (59,026.36)
					\$ 12,226.61	401-08-2005 Salaries - Overtime	\$ 12,226.61	Increase due to specialized OT for Construction Zone Patrols that is reimbursed.	\$ 126,357.13	\$ 138,583.74
Three	Increase	406/22000	Indigent Fund	406/22000	\$ 500,000.00	406-19-2018 Inmate Medical	\$ 500,000.00	To pay for inmate medical costs through remainder of fiscal year.	\$ 850,000.00	\$ 1,350,000.00
		609/22600	Adult Detention	609/22600	\$ 500,000.00	609-21-2018 Inmate Medical	\$ 500,000.00	To pay for inmate medical costs through remainder of fiscal year.	\$ 850,000.00	\$ 1,350,000.00
Four	Increase	412/21800	Keep Luna County Beautiful	412/21800	\$ 3,489.00	412-00-2315 Grants - NM Beautiful	\$ 3,489.00	To account for prior fiscal year expenses paid from this fiscal year.	\$ 21,900.00	\$ 25,389.00
Five	Increase	421/21800	Domestic Violence Shelter	421/21800	\$ 10,400.00	421-00-2007 Telephone	\$ 1,100.00	To pay for telephone services through remainder of fiscal year.	\$ 1,000.00	\$ 2,100.00
						421-00-2020 Supplies	\$ 9,300.00	To account for prior fiscal year expenses paid from this fiscal year.	\$ 1,500.00	\$ 10,800.00
Six	Increase	421/21800	Domestic Violence Shelter	421/21800	\$ (57,915.00)	421-77-1629 Other Revenue Sources	\$ (57,915.00)	To allow for billing and expenditure of DOH Grant for La Casa for Community Collaboration.	\$ -	\$ (57,915.00)
					\$ 57,915.00	421-00-2200 Funding Appropriations	\$ 57,915.00	To allow for billing and expenditure of DOH Grant for La Casa for Community Collaboration.	\$ 56,000.00	\$ 113,915.00
Seven	Increase	608/79900	Commissary Fund	608/79900	\$ 75,000.00	608-21-2052 Commissary Fund	\$ 75,000.00	To pay for commissary expenses through remainder of fiscal year for inmate needs and use.	\$ 600,000.00	\$ 675,000.00
Eight	Increase	609/22600	Adult Detention	609/22600	\$ 122,000.00	609-21-2038 Inmate Meals	\$ 122,000.00	To pay for inmate meals through the remainder of the fiscal year.	\$ 750,000.00	\$ 872,000.00
Nine	Increase	609/22600	Adult Detention	609/22600	\$ 685,000.00	609-21-2018 Inmate Medical	\$ 685,000.00	To pay for inmate medical costs through remainder of fiscal year.	\$ 1,350,000.00	\$ 2,035,000.00
					\$ 1,935,889.00		\$ 1,935,889.00		\$4,559,957.38	\$ 6,455,846.38

NOW, THEREFORE, it is respectfully requested that the Board of County Commissioners of Luna County, authorize the above adjustments to the Luna County Budget.

Done at Deming New Mexico this **Thursday the 8th day of June, 2023.**

BOARD OF COUNTY COMMISSIONERS OF LUNA COUNTY



Ray J. Trejo, District 1

Colette M. Chandler, District 2

John S. Sweetser, District 3

Berenda L. McWright, Luna County Clerk

Entered By:

Date

Checked By:

Date

**LUNA COUNTY BOARD OF COUNTY
COMMISSIONERS**

RESOLUTION NO. 23-46
Proposed Inter Department/Fund Transfers

WHEREAS, the Board of County Commissioners of Luna County has the statutory authority to approve, modify and amend the County's annual operating budget; and

WHEREAS, development of an annual budget includes a considerable amount of professional guessing about events that may occur in the future; and

WHEREAS, during the course of the budget year actual events can result in receiving revenues or making expenditures that were not expected at the time the budget was prepared and adopted; and

WHEREAS, it is necessary to adjust the County's adopted budget to properly provide for these unexpected events.

NOW THEREFORE BE IT RESOLVED that the Board of County Commissioners of Luna County hereby adopts the changes to the County's Fiscal Year 111, July 1, 2022 through June 30, 2023 Budget proposed by the County's management staff and attached hereto in spreadsheet form, as amendments to the previously adopted operating budget.

PASSED, APPROVED AND ADOPTED THIS 8th DAY OF JUNE, 2023.

BOARD OF COUNTY
COMMISSIONERS OF LUNA
COUNTY

Ray J. Trejo, District One

Colette M. Chandler, District Two

ATTEST:

Berenda L. McWright, Luna County Clerk

John S. Sweetser, District Three

Be it remembered that at a Regular meeting of the Board of County Commissioners of Luna County in Deming NM on the 8th day of June, 2023 the following budget adjustments are proposed and entered of record.

Budget Resolution Number 23-46

Proposed Inter Department Transfer

ITEM NO	Adjustment Type	Fund/ DFA Fund	Dept.	From	FROM Current Balance	Transfer amount	TO Line Number	Transfer Amount	Purpose
One	Transfer	401/10100	General Fund - Treasurers' Office	401-07-2003 Salaries - Part-Time	\$7,020.00	\$7,000.00	401-07-2006 Postage	\$7,000.00	To allow for spending through remainder of fiscal year.
Two	Transfer	401/10100	General Fund - Sheriff's Department	401-08-2002 Salaries - Full-Time	\$232,651.62	\$27,000.00	401-08-2005 Salaries - Overtime	\$27,000.00	To allow for spending through remainder of fiscal year.
Three	Transfer	401/10100	General Fund - Planning	401-14-2012 Equip/Supplies/ Mtn/Repairs	\$1,204.50	\$300.00	401-14-2009 Office Supplies	\$300.00	To allow for spending through remainder of fiscal year.
Four	Transfer	401/10100	Road Department	402-10-2023 Grounds	\$16,528.65	\$8,000.00	402-10-2025 Utilities	\$8,000.00	To allow for spending through remainder of fiscal year.
Five	Transfer	401/10100	Road Department	402-10-2079 Road Construction/ Maintenance	\$212,891.02	\$20,000.00	402-10-2075 Equipment Operating Expense/Repair	\$20,000.00	To allow for spending through remainder of fiscal year.
Six	Transfer	415/21800	Community Services - JJCS- CYFD Grant	415-56-2020 Supplies	\$12,680.92	\$800.00	415-56-2101 Professional/Contract Services	\$800.00	To allow for spending through remainder of fiscal year.
Seven	Transfer	428/21800	CASA Program	428-54-2101 Professional/Contract Services	\$4,261.19	\$2,000.00	428-54-2005 Salaries - Overtime	\$200.00	To allow for spending through remainder of fiscal year.
							428-54-2017 Rental - Office/Building	\$1,800.00	To allow for spending through remainder of fiscal year.
Eight	Transfer	605/21100	Law Enforcement Protection Fund	605-08-2028 Capital Outlay	\$9,189.33	\$1,658.76	605-08-2012 Equip/Supplies/ Mtn/Repairs	\$1,658.76	To allow for spending through remainder of fiscal year.
Nine	Transfer	610/21800	HIDTA	610-43-2357 Grant County SO	\$15,100.00	\$15,100.00	610-43-2002 Salaries - Full-Time	\$4,023.04	To allow for spending through remainder of fiscal year.
							610-43-2007 Telephone	\$362.38	To allow for spending through remainder of fiscal year.
							610-43-2396 WNMU Police Dept	\$3,679.87	To allow for spending through remainder of fiscal year.
							610-43-2020 Supplies	\$7,034.71	To allow for spending through remainder of fiscal year.
Ten	Transfer	401	General Fund	401		\$1,000,000.00	402	\$1,000,000.00	To ensure compliance with mandatory cash reserves for FY 2024 Preliminary Budget.
Eleven	Transfer	401	General Fund	401		\$50,000.00	403	\$50,000.00	To ensure sufficient funds to operate in FY 2024.
					\$511,527.23	\$1,131,858.76		\$1,131,858.76	

NOW, THEREFORE, it is respectfully requested that the Board of County Commissioners of Luna County, authorize the above adjustments to the Luna County Budget.

Done at Deming New Mexico this **Thursday the 8th day of June, 2023.**

BOARD OF COUNTY COMMISSIONERS OF LUNA COUNTY



Ray J. Trejo, District 1

Colette M. Chandler, District 2

John S. Sweetser, District 3

ATTEST:

Entered By:

Date

Berenda L. McWright, Luna County Clerk

Checked By:

Date

APPOINTMENT OF ADOLFO OLIVAS

STATE OF NEW MEXICO)
COUNTY OF LUNA) ss

This is to certify that I have on this 1st day of June, 2023 A.D. appointed ADOLFO OLIVAS as my DEPUTY SHERIFF in and for the County of Luna, State of New Mexico, hereby authorizing him/her to discharge all duties of said appointment of DEPUTY SHERIFF, according to the law.

WITNESS MY HAND THIS 1st DAY OF June, 2023 A.D.

Mike Eby
SHERIFF, LUNA COUNTY, NEW MEXICO

OATH OF OFFICE

STATE OF NEW MEXICO)
COUNTY OF LUNA) ss

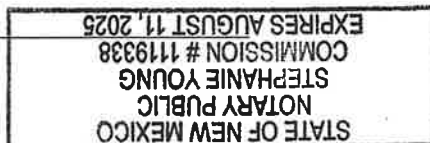
I, ADOLFO OLIVAS, having received the above appointment as DEPUTY SHERIFF in and for the County of Luna, State of New Mexico, do solemnly swear that I will support the Constitution of the United States, and also the Constitution of the State of New Mexico, and that I will faithfully, impartially, and to the best of my ability discharge all the duties of said office and appointment.

[Signature]
SIGNATURE OF APPOINTEE

STATE OF NEW MEXICO
COUNTY OF LUNA

Subscribed and sworn before me by Mike Eby,
Sheriff and Adolfo Olivas, appointee.
This 1st day of June, 2023.

[Signature]
NOTARY



Approved this _____ day of _____ 2023 A.D., by the Board of County Commissioners, Luna County, New Mexico.

CHAIRMAN, BOARD OF LUNA COUNTY COMMISSIONERS

Be it remembered that at a Regular Meeting of the Board of County Commissioners of Luna County in Deming New Mexico, on the 8th day of June, 2023, the following proceedings were had and entered of record.

RESOLUTION NO. 23-47

CALL TO PARTIALLY REPEAL ORDINANCE 76

WHEREAS, pursuant to Section 4-37-1, NMSA 1978, grants Counties, through the Board of County Commissioners the power to make, publish and repeal ordinances;

WHEREAS, Section 4-37-7, NMSA 1978, Ordinances governs the proposal of ordinances.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners hereby give notice of its intent to reconsider the partial repeal of Ordinance 76; Tax Obligations for Land Transfers, Division and/or Recombinations, and return it to its form and content as of August 11, 2022, at the Regular Meeting on July 13, 2023, at 10:00 a.m. or as soon thereafter as the matter may be heard in the Luna County Courthouse, 700 S. Silver Ave., Deming, New Mexico.

BE IT FURTHER RESOLVED that the Luna County Manager is authorized to take all necessary action necessary to properly place the issue of the partial repeal of Ordinance 76 before the Board of County Commissioners, including but not limited to, the publication of title and a general summary of the proposed adoptions and making a copy of the proposed available to interested persons beginning with the date of publication, but no later than two weeks prior to the July 13, 2023 Regular Meeting.

DONE THIS 8th DAY OF JUNE, 2023

ATTEST:

**Ray J. Trejo,
Commissioner, District 1**

Berenda McWright, County Clerk

**Colette M. Chandler,
Commissioner, District 2**

**John S. Sweetser, Chairperson
Commissioner, District 3**

**LUNA COUNTY BOARD OF COUNTY
COMMISSIONERS**

RESOLUTION NO. 23-48

**Authorizing the
Budget and Procurement Director
To Make Final Intra-Departmental
Line Item Transfers**

WHEREAS, the Board of County Commissioners of Luna County has the statutory authority to approve, modify and amend the County's annual operating budget; and

WHEREAS, development of an annual budget includes a considerable amount of professional guessing about events that may occur in the future; and

WHEREAS, during the course of the budget year actual events can result in receiving revenues or making expenditures that were not expected at the time the budget was prepared and adopted; and

WHEREAS, it is necessary to adjust the County's adopted budget to properly provide for these unexpected events.

NOW, THEREFORE BE IT RESOLVED that the Board of County Commissioners of Luna County hereby adopts the changes to the County's Fiscal Year 111, July 1, 2022 through June 30, 2023 Budget proposed by the County's management staff by authorizing the entry of final intra-departmental line item adjustments at end of fiscal year, as amendments to the previously adopted operating budget.

PASSED, APPROVED AND ADOPTED THIS 8th DAY OF JUNE 2023.

BOARD OF COUNTY COMMISSIONERS OF LUNA COUNTY

ATTEST:

Ray J. Trejo
Commissioner, District 1

Berenda McWright, County Clerk

Colette M. Chandler
Commissioner, District 2

John S. Sweetser
Commissioner, District 3, Chair

Be it remembered that at a Regular Meeting of the Board of County Commissioners of Luna County in Deming New Mexico, on the 8th day of June, 2023, the following proceedings were had and entered of record.

LUNA COUNTY

RESOLUTION 23-49

DISPOSITION OF PERSONAL PROPERTY

WHEREAS, pursuant to Section 4-38-1, NMSA 1978, the powers of a county as a body politic and corporate shall be exercised by a Board of County Commissioners;

WHEREAS, Section 4-38-13, NMSA 1978, provides that the Board of County Commissioners shall have the power at any session to make such orders concerning the property belonging to the county as they may deem expedient;

WHEREAS, Section 13-6-1, NMSA 1978 declares that a County may dispose of tangible personal property and delete it from the public inventory upon a specific finding that each item is of current resale value of five thousand dollars (\$5,000.00) or less and is worn out, unusable or obsolete to the extent that the item is no longer economical or safe for continued use;

WHEREAS, a designated committee of three Luna County Officials has declared that all of the tangible personal property that is the subject of this resolution meets the criteria set for in Section 13-6-1, NMSA 1978; and

WHEREAS, pursuant to Section 13-6-2, NMSA 1978, the personal property will be disposed of by live or online auction open to the public or by an inter-governmental transfer to another state agency or local public body.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Board of County Commissioners of Luna County:

1. Finds that the property described in the Attachments hereto and incorporated by reference into this Resolution consists of property owned by the County of Luna with varying resale values, which is worn-out, unusable or obsolete to the extent that the items are no longer economical or safe for continued use by the County;
2. A copy of this Resolution and Attachments shall be sent to the State Auditor and the Local Government Division of the Department of Finance and Administration at least thirty (30) days before the disposal of the property, pursuant to Section 13-6-1(B)(2), NMSA 1978;
3. A copy of this Resolution and Attachments shall be made a permanent part of the official minutes of Luna County and maintained as a public record subject to the Inspection of Public Records Act.
4. All of the personal property will be disposed of by live or online auction process open to the public or through inter-governmental transfer.

Done at Deming, New Mexico this 8th day of June, 2023.

BOARD OF COUNTY COMMISSIONERS OF LUNA COUNTY

ATTEST:

Ray J. Trejo
Commissioner, District 1

Berenda McWright, County Clerk

Colette M. Chandler
Commissioner, District 2

John S. Sweetser, Chair
Commissioner, District 3

Be it remembered that at the Regular Meeting of the Board of County Commissioners of Luna County in Deming New Mexico, on the 8th day of June 2023, the following proceedings were had and entered of record.

RESOLUTION 23-50

PROCUREMENT POLICY AMENDMENT

WHEREAS, the Board of County Commissioners of Luna County enacted the Luna County Procurement Policy on June 8, 2017, to establish appropriate purchasing, fixed assets and travel procedures;

WHEREAS, the Board of County Commissioners of Luna County enacted the Luna County Procurement Policy Amendment on April 9, 2020, to amend Sections 2.7A and 2.7B of the purchasing procedures regarding purchasing dollar limits;

WHEREAS, the Board of County Commissioners of Luna County enacted the Luna County Procurement Policy Amendment on November 10, 2021, to amend Section VII: Reimbursement of Public Officials and Employees for Travel Expenses and Attending Meetings;

WHEREAS, the Board of County Commissioners of Luna County enacted the Luna County Procurement Policy Amendment on June 9, 2022, to amend Section VII: Reimbursement of Public Officials and Employees for Travel Expenses and Attending Meetings;

WHEREAS, the Board of County Commissioners of Luna County insists on maintaining the integrity of all Luna County purchases and expenditures but recognizes that the Luna County Procurement Policy needs to be amended, within the confines of the New Mexico Procurement Code, Section 13-1-28 through 13-1-199, NMSA 1978 and the New Mexico Mileage and Per Diem Act, Section 10-8-1 through 10-8-8, NMSA 1978, and

WHEREAS, the Luna County Procurement Policy, as amended herein, will continue to apply to all travel, purchasing and procurement activities of all Luna County Elected Officials, Department Directors and Employees.

NOW, THEREFORE, BE IT RESOLVED that the following subsections shall be substituted as follows, with all other provisions of the Policy remaining in full force and effect:

SECTION VII: REIMBURSEMENT OF PUBLIC OFFICIALS AND EMPLOYEES FOR TRAVEL EXPENSES AND ATTENDING MEETINGS

A county employee or officer may elect to use a Luna County issued Purchase card (P-Card) for actual expenses incurred while traveling on official business. Actual itemized receipts must accompany the monthly expense report. The following limits apply while using your P-Card for travel:

Lodging: Standard GSA government rate as determined by destination of travel. County Manager must approve any amounts higher than the standard GSA rate for lodging prior to travel. Overnight lodging is limited to \$215.00 per night when using actuals.

Amounts that exceed this limit must be preapproved by the County Manger or Chairman of the Board of County Commissioners.

Limit for meals:

\$59.00 maximum for every 24-hour period traveling in state (meals only)

\$59.00 maximum for every 24-hour period traveling out of state (meals only)

Gratuities: Employees may tip for meals up to a maximum of twenty percent (20%) of the meal cost for every 24-hour period. This amount is above the provided limit for meals.

Limit for return from overnight travel (partial day):

Up to \$20.00 for 2.00 to 5.99 hours beyond the last 24-hour period (meals only)

Up to \$42.00 for 6.00 to 11.99 hours beyond the last 24-hour period (meals only)

Up to \$59.00 for 12.00 hours beyond the last 24-hour period (meals only)

A county employee or officer may elect to receive per diem without regard to whether expenses are actually incurred.

Overnight Travel Per Diem Rates:

\$157.00 within the state but away from home (meals and lodging);

\$210.00 in Santa Fe County (Special Area) (meals and lodging);

\$157.00 outside the state on official business.

Non-Overnight Travel Per Diem Rates for number of hours worked above 8 in a 9-hour period:

Up to \$20.00 for 2.00 to 5.99 hours beyond the normal work day (meals only)

Up to \$42.00 for 6.00 to 11.99 hours beyond the normal work day (meals only)

Up to \$59.00 for 12.00 hours or more beyond the normal work day (meals only)

A county employee or officer may elect to receive reimbursement of actual expenses in lieu of per diem rates. **Actual itemized receipts must** accompany the reimbursement request. Employee must obtain County Manager or designee approval for any lodging above the Standard GSA government rate (prior to travel date). If the employee chooses to receive actual reimbursement instead of receiving per diem, the following limits apply.

Lodging: Standard GSA government rate as determined by destination of travel. County Manager must approve any amounts higher than the standard GSA rate for lodging prior to travel. Overnight lodging is limited to \$215.00 per night when using actuals. Amounts that exceed this limit must be preapproved by the County Manger or Chairman of the Board of County Commissioners.

Limit for meals:

\$59.00 maximum for every 24-hour period traveling in state (meals only)

\$59.00 maximum for every 24-hour period traveling out of state (meals only)

Limit for return from overnight travel:

- Up to \$20.00 for 2.00 to 5.99 hours beyond the last 24-hour period (meals only)
- Up to \$42.00 for 6.00 to 11.99 hours beyond the last 24-hour period (meals only)
- Up to \$59.00 for 12.00 hours or more beyond the normal work day (meals only)

Limit for meals for non-overnight travel (for the number of hours worked above 8, in a 9-hour period):

- Up to \$20.00 for 2.00 to 5.99 hours beyond the normal work day (meals only)
- Up to \$42.00 for 6.00 to 11.99 hours beyond the normal work day (meals only)
- Up to \$59.00 for 12.00 hours or more beyond the normal work day (meals only)

Reimbursement for mileage:

80% of The Internal Revenue Service ("IRS") standard mileage rate set January 1st of the previous year for each mile traveled in a privately-owned vehicle, and only with prior approval of LCBCC/County Manager. For FY 2024 the mileage reimbursement rate is \$0.524 per mile (\$0.655 x 80%).

Miscellaneous Other Expenses: Reasonable expenses for ordinary and necessary business costs with approval of the Department head.

Travel advances are authorized by the Board in hardship cases approved by the County Manager, for no more than 80% of the anticipated per diem costs, for trips lasting more than 3 days (72 hours) but less than 7 days. Any refunds or overages shall be repaid within 5 working days of return. Travel advances may also be authorized for approved out of state travel. Requests for travel advances shall be made in writing at least 2 weeks in advance of the proposed travel.

Done at Deming, New Mexico this 8th day of June, 2023.

Luna County Board of County Commissioners

ATTEST:

Ray J. Trejo,
Commissioner, District 1

Berenda L. McWright, County Clerk

Colette M. Chandler,
Commissioner, District 2

John S. Sweetser,
Commissioner, District 3

Be it remembered that at a Regular Meeting of the Board of County Commissioners of Luna County in Deming New Mexico, on the 8th day of June 2023, the following proceedings were had and entered of record.

LUNA COUNTY

RESOLUTION 23-51

CERTIFICATION OF FIXED ASSETS

and

DISPOSITION OF PERSONAL PROPERTY

WHEREAS, pursuant to Section 4-38-1, NMSA 1978, the powers of a county as a body politic and corporate shall be exercised by a Board of County Commissioners;

WHEREAS, Section 4-38-13, NMSA 1978, provides that the Board of County Commissioners shall have the power at any session to make such orders concerning the property belonging to the county as they may deem expedient;

WHEREAS, Luna County conducted an annual physical inventory of equipment on the attached list per §12-6-10 NMSA 1978 and the New Mexico 2022 Audit Rule §2.2.2.10 W (2) and hereby certify such assets with a cost over \$5,000.00;

WHEREAS, Section 13-6-1, NMSA 1978 declares that a County may dispose of tangible personal property and delete it from the public inventory upon a specific finding that each item is of current resale value of five thousand dollars (\$5,000.00) or less and is worn out, unusable or obsolete to the extent that the item is no longer economical or safe for continued use;

WHEREAS, a designated committee of three Luna County Officials has declared that all of the tangible personal property that is the subject of this resolution meets the criteria set for in Section 13-6-1, NMSA 1978; and

WHEREAS, pursuant to Section 13-6-2, NMSA 1978, the personal property will be disposed of by live or online auction open to the public or by an inter-governmental transfer to another state agency or local public body.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Board of County Commissioners of Luna County:

1. Certifies that the attached property list of fixed assets having a cost over \$5,000.00 and have been physically inventoried;
2. Finds that the property described in the Attachments hereto as items to be removed from Fixed Assets and incorporated by reference into this Resolution consists of property owned by the County of Luna with varying resale values, which is worn-out, unusable or obsolete to the extent that the items are no longer economical or safe for continued use by the County;

3. A copy of this Resolution and Attachments shall be sent to the State Auditor and the Local Government Division of the Department of Finance and Administration at least thirty (30) days before the disposal of the property, pursuant to Section 13-6-1(B)(2), NMSA 1978;
4. A copy of this Resolution and Attachments shall be made a permanent part of the official minutes of Luna County and maintained as a public record subject to the Inspection of Public Records Act.
5. All of the personal property will be disposed of by live or online auction process open to the public or through inter-governmental transfer.

Done at Deming, New Mexico this 8th day of June 2023.

BOARD OF COUNTY COMMISSIONERS OF LUNA COUNTY

ATTEST:

Ray J. Trejo
Commissioner, District 1

Berenda McWright, County Clerk

Colette M. Chandler
Commissioner, District 2

John S. Sweetser
Commissioner, District 3, Chair

Be it remembered that at the Regular Meeting of the Board of County Commissioners of Luna County in Deming New Mexico, on the 8th day of June 2023, the following proceedings were had and entered of record.

RESOLUTION 23-52

STATUTORILY AUTHORIZED ADDITIONAL COMPENSATION

WHEREAS, the Board of County Commissioners of Luna County (“BOCC”) is authorized by Section 4-38-1, NMSA 1978, to exercise the general politic and corporate powers of Luna County.

WHEREAS, Section 4-39-4, NMSA 1978, grants the BOCC the discretion to award the County Assessor the only other legally authorized compensation or payment in the form of additional compensation for certain Appraiser Certificates, and was amended by the Legislature, effective July 1, 2023;

WHEREAS, Section 4-39-5, NMSA 1978, grants the BOCC the discretion to award “any qualifying appraiser employed in the office of the assessor” additional compensation for certain Appraiser Certificates, and was amended by the Legislature, effective July 1, 2023;

WHEREAS, the BOCC wishes to recognize the accomplishments of those eligible in the Assessor’s office.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Luna County approves additional compensation for the Assessor, pursuant to Section 4-39-4, NMSA 1978, in an amount not to exceed Nine Thousand Dollars (\$9,000) per year and additional compensation to all eligible employees, including the Chief Deputy Assessor, pursuant to Section 4-39-5, NMSA 1987, in an amount not to exceed Nine Thousand Dollars (\$9,000) per year to be paid as separate payroll apart from their regular or base salaries until the next annual review of the salaries of elected officials.

Done at Deming, New Mexico this 8th day of June 2023.

LUNA COUNTY BOARD OF COMMISSIONERS

ATTEST:

**Ray J. Trejo,
Commissioner, District 1**

Berenda McWright, County Clerk

**Colette M. Chandler,
Commissioner, District 2**

**John S. Sweetser, Chairperson
Commissioner, District 3**

REVIEWED FOR LEGAL SUFFICIENCY:

**Charles C. Kretek,
County Attorney**

Be it remembered that at a Regular Meeting of the Luna County Board of County Commissioners in Deming New Mexico, on the 8th day of June, 2023, the following proceedings were had and entered of record.

LUNA COUNTY

RESOLUTION 23-53

APPOINTMENT OF BOARD OF REGISTRATION

WHEREAS, Section 1-4-34 NMSA 1978, the Board of County Commissioners shall in June or July of each odd-numbered year, appoint five voters who shall constitute the board of registration for the county;

WHEREAS, the members appointed to the Board of Registration shall not, during their service, be county employees, elected officials or candidates for public office, and not more than two members of the Board of Registration shall be members of the same political party;

WHEREAS, no member of the board of registration may not have changed political parties in the two year preceding their appointment in such a manner that member's prior registration would have made that member ineligible to serve;

WHEREAS, the current Board of Registration, appointed in 2019 in Resolution 19-37, consists of Tamara Williams, Rebecca Lescombs and Chuck Bacon with John Uriberri and Carol Felsing appointed as alternates.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Board of County Commissioners of Luna County hereby appoints the following voters, who meet the qualifications, to serve on the Board of Registration, to serve from July 1, 2023, through June 30, 2025:

1. Cristina Trejo-Montes (D)
2. Terry McKinley (R)
3. Carol Felsing (D)
4. Candy Drake-Ottenbacher (R)
5. Stephanie Pacheco (I)

BE IT FURTHER RESOLVED that the Board of County Commissioners of Luna County hereby appoints the following voters, who meet the qualifications, to serve as Alternates on the Board of Registration, from July 1, 2023, through June 30, 2025:

1. Tricia Uzueta-Mathews (D)
2. Pete Delaney (R)
3. Joyce Reynolds (I)

Done at Deming, New Mexico this 8th day of June, 2023

LUNA COUNTY BOARD OF COMMISSIONERS

ATTEST:

**Ray J. Trejo,
Commissioner, District 1**

Berenda McWright, County Clerk

**Colette M. Chandler,
Commissioner, District 2**

**John S. Sweetser, Chairperson
Commissioner, District 3**

Be it remembered that at a Regular Meeting of the Luna County Board of County Commissioners in Deming New Mexico, on the 8th day of June, 2023, the following proceedings were had and entered of record.

RESOLUTION 23-54

DESIGNATION OF POLLING PLACES FOR 2024 AND 2025

WHEREAS, Section 1-3-2A, NMSA 1978, requires the Board of County Commissioner, by resolution, to designate the polling places;

WHEREAS, Section 1-3-7 NMSA 1978, requires that no less than one polling place be designated for each precinct, subject to the provisions of Section 1-3-4 NMSA 1978, regarding consolidation of precincts for the establishment of voter convenience centers;

WHEREAS, the designation of the polling place shall be for the period beginning on January 1 of the next succeeding even-numbered year (January 1, 2024) until December 31 of the odd-numbered year thereafter (December 31, 2025);

WHEREAS, the Board of County Commissioners find that each polling place designated in this resolution complies with the provisions of Section 1-3-7, NMSA 1978;

WHEREAS, the Board of County Commissioners finds that those precincts that are consolidated to create Voting Convenience Centers meet the requirements of Section 1-3-4, NMSA 1978, will be available to voters of any precinct in the County to cast a vote at the Voting Convenience Center, will make voting more convenient and accessible to voters of the consolidated precinct, will not result in delays for voters in the voting process and are centrally located within the consolidated precinct;

WHEREAS, the Board of County Commissioners finds that each polling place provided individuals with physical mobility limitations unobstructed access to at least one voting machine.

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners of Luna County designates the polling locations for the period beginning January 1, 2024 and ending December 31, 2025 as follows:

Precinct Numbers

Location and Address

Voter Convenience Centers:

(All voters in the county may vote at these locations, regardless of where they live.)

2, 3, 8, 9, 10, 11, 15, 17 & 18

Mimbres Valley Learning Center
2300 E. Pine Street, Deming, NM

1, 5, 6, 7, 12, 13, 14 & 16

Holy Family Parish Hall
615 S. Copper St., Deming, NM

4

Columbus Village Library
112 West Broadway, Columbus, NM

Early Voting Locations:

In-Person

Luna County Clerk's Office

Absentee

700 S. Silver St., Deming, NM

Alt. In-Person

Mimbres Valley Learning Center

Absentee

2300 E. Pine Street, Deming, NM

Done at Deming, New Mexico this 8th day of June, 2023

LUNA COUNTY BOARD OF COMMISSIONERS

ATTEST:

Ray J. Trejo,
Commissioner, District 1

Berenda McWright, County Clerk

Colette M. Chandler,
Commissioner, District 2

John S. Sweetser, Chairperson
Commissioner, District 3

Be it remembered that at a Regular Meeting of the Board of County Commissioners of Luna County in Deming New Mexico, on the 8th day of June 2023, the following proceedings were had and entered of record.

AMENDED RESOLUTION #23-33

Luna County SP Project

**PARTICIPATION IN LOCAL GOVERNMENT ROAD FUND PROGRAM ADMINISTERED
BY NEW MEXICO DEPARTMENT OF TRANSPORTATION**

WHEREAS, the County of Luna and the New Mexico Department of Transportation enter into a Cooperative Agreement.

WHEREAS, the total cost of the project will be \$217,128.00 to be funded in proportional share by the parties hereto as follows:

- a. New Mexico Department of Transportation's share shall be 75% or \$162,846.00

And

- b. Luna County's proportional matching share shall be 25% or \$54,282.00

TOTAL PROJECT COST IS \$217,128.00

Luna County shall pay all costs, which exceed the total amount of \$217,128.00.

Now therefore, be it resolved in official session that Luna County determines, resolves, and orders as follows:

That the project for this Cooperative agreement is adopted and has a priority standing.

The agreement terminates on December 31, 2024 and Luna County incorporates all the agreements, covenants, and understandings between the parties hereto concerning the subject matter hereof, and all such covenants, agreements and understandings have been merged into the written agreement.

NOW therefore, be it resolved by the Luna County to enter the Cooperative Agreement Control Number HW2 L10555 to be determined with the New Mexico Department of Transportation for LGRF Project for year 2023–2024 to “Mill 10” existing chip seal, conform shoulders back to original condition, improve drainage, apply 1 lift PEP Prime and and 2 lifts of chip seal, and apply safety striping and signage on Geranio Rd from NM 549 to EOP (1.1 miles), Ash St from NM 418 to Skyview (1.6) and Skyview Rd from the Frontage Rd to NM 418 (1.7 miles), excluding NM 549, NM 418 and the New Mexico Department of Transportation Right of Ways. This project is within the control of Luna County in Deming, Luna County, New Mexico.

Done at Deming, New Mexico this 8th day of June 2023

LUNA COUNTY BOARD OF COMMISSIONERS

ATTEST:

Ray J. Trejo,
Commissioner, District 1

Berenda McWright, County Clerk

Colette M. Chandler,
Commissioner, District 2

John S. Sweetser, Chairperson
Commissioner, District 3

Be it remembered that at a Regular Meeting of the Board of County Commissioners of Luna County in Deming New Mexico, on the 8th day of June 2023, the following proceedings were had and entered of record.

AMENDED RESOLUTION # 23-34

Luna County SBR Project

**PARTICIPATION IN LOCAL GOVERNMENT ROAD FUND PROGRAM ADMINISTERED
BY NEW MEXICO DEPARTMENT OF TRANSPORTATION**

WHEREAS, the County of Luna and the New Mexico Department of Transportation enter into a Cooperative Agreement.

WHEREAS, the total cost of the project will be \$190,225.00 to be funded in proportional share by the parties hereto as follows:

- a. New Mexico Department of Transportation's share shall be 75% or \$142,669.00.

And

- b. Luna County's proportional matching share shall be 25% or \$47,556.00.

TOTAL PROJECT COST IS \$190,225.00.

Luna County shall pay all costs, which exceed the total amount of \$190,225.00.

Now therefore, be it resolved in official session that Luna County determines, resolves, and orders as follows:

That the project for this Cooperative agreement is adopted and has a priority standing.

The agreement terminates on December 31, 2024 and Luna County incorporates all the agreements, covenants, and understandings between the parties hereto concerning the subject matter hereof, and all such covenants, agreements and understandings have been merged into the written agreement.

NOW therefore, be it resolved by Luna County to enter into Cooperative Agreement Control Number HW L100574 to be determined with the New Mexico Department of Transportation for LGRF Project for year 2023–2024 to “Mill 10” existing chip seal, construct a new roadway subgrade base and compact, apply 1 lift PEP Prime and 2 lifts of chip seal, conform shoulders back to original condition, improve drainage, and apply safety striping and signage on 8th St from Orno Rd South to EOP. This project is within the control of Luna County in Deming, Luna County, New Mexico.

Done at Deming, New Mexico this 8th day of June 2023

LUNA COUNTY BOARD OF COMMISSIONERS

ATTEST:

Ray J. Trejo,
Commissioner, District 1

Berenda McWright, County Clerk

Colette M. Chandler,
Commissioner, District 2

John S. Sweetser, Chairperson
Commissioner, District 3

Be it remembered that at a Regular Meeting of the Board of County Commissioners of Luna County in Deming New Mexico, on the 8th day of June 2023, the following proceedings were had and entered of record.

AMENDED RESOLUTION # 23-35

Luna County CAP Project

**PARTICIPATION IN LOCAL GOVERNMENT ROAD FUND PROGRAM ADMINISTERED
BY NEW MEXICO DEPARTMENT OF TRANSPORTATION**

WHEREAS, the County of Luna and the New Mexico Department of Transportation enter into a Cooperative Agreement.

WHEREAS, the total cost of the project will be \$441,029.00 to be funded in proportional share by the parties hereto as follows:

- a. New Mexico Department of Transportation's share shall be 75% or \$330,772.00

And

- b. Luna County's proportional matching share shall be 25% or \$110,257.00

TOTAL PROJECT COST IS \$441,029.00

Luna County shall pay all costs, which exceed the total amount of \$441,029.00

Now therefore, be it resolved in official session that Luna County determines, resolves, and orders as follows:

That the project for this Cooperative agreement is adopted and has a priority standing.

The agreement terminates on December 31, 2024 and Luna County incorporates all the agreements, covenants, and understandings between the parties hereto concerning the subject matter hereof, and all such covenants, agreements and understandings have been merged into the written agreement.

NOW therefore, be it resolved by the Luna County to enter into Cooperative Agreement Control Number HW2 L100579 to be determined with the New Mexico Department of Transportation for LGRF Project year 2023–2024 to “Mill 10” existing chip seal, construct a new roadway subgrade base and compact, apply 1 lift PEP prime and 2 lifts of chip seal, conform shoulders back to original condition, improve drainage, and apply safety striping and signage on Uvas Valley Rd NE from the intersection of New Mexico Hatch Hwy (State Road 26) south 6 miles to EOP, excluding NM 26 and the New Mexico Department of Transportation Right of Ways. This project is within the control of Luna County in Deming, Luna County, New Mexico.

Done at Deming, New Mexico this 8th day of June 2023

LUNA COUNTY BOARD OF COMMISSIONERS

ATTEST:

Ray J. Trejo,
Commissioner, District 1

Berenda McWright, County Clerk

Colette M. Chandler,
Commissioner, District 2

John S. Sweetser, Chairperson
Commissioner, District 3

Indigent Hospital Claims Office

Chris A. Brice, County Manager

IHC Board Meeting June 8, 2023

Month	Number	Amount	Number	Denied
January	2	\$1,544.97	0	\$0.00
Feburary	5	\$20,133.68		
March	7	\$23,418.02		
April	5	\$12,293.87		
May	6	\$27,921.83		
June	0	\$0.00		
July	0	\$0.00		
August	0	\$0.00		
September	0	\$0.00		
October	0	\$0.00		
November	0	\$0.00		
December	0	\$0.00		
Total	25	\$85,312.37	0	\$0.00
This Month's Total	Mimbres Memorial Hospital			\$21,780.83
This Month's Total	Gila Regional Medical Center			\$0.00
This Month's Total	Memorial Medical Center			\$0.00
This Month's Total	Deming Fire Dept./EMS			\$0.00
This Month's Total	All Other Services			\$6,141.00
Total				\$27,921.83
Year to Date Total	Mimbres Memorial Hospital			\$64,455.37
Year to Date Total	All Other Hospitals			\$0.00
Year to Date Total	Deming Fire Dept./EMS			\$0.00
Year to Date Total	All Other Services			\$21,157.00
Total				\$85,612.37
Care of Prisoners This Month - Not including SNCP Funds				\$711,650.25
Care of Prisoners Year to Date Indigent - Not including SNCP Funds				\$903,036.74
Care of Prisoners Year to Date Inmate Prescriptions/OTC Meds				\$34,274.04
Care of Prisoners Year to Date Dr. Bills				\$298,535.08
Total Cost of Care of Prisoners Year to Date				\$1,235,845.86
Monies Received - May 2023				\$107,842.14
Balance in IHC Fund as of May 31, 2023				\$1,619,625.64
Encumbrances as of May 31, 2023				\$13,360.08
		Date	Amount Approved	Amount Denied
	Signatures	6/8/2023	\$27,921.83	
Ray J. Trejo				
Colette M. Chandler				
John S. Sweetser				

IHC Board Meeting

June 8, 2023

[illegible]