

MINUTES
WORK SESSION
LUNA COUNTY BOARD OF COUNTY COMMISSIONERS
Thursday, March 14, 2019

BE IT REMEMBERED that the Luna County Board of County Commissioners met at 9:00 a.m. on Thursday, March 14, 2019 in the County Commission Chambers of the Luna County Courthouse, Deming, New Mexico, for the purpose of conducting a Work Session.

CALL TO ORDER: Chair Smrkovsky called the meeting to order at 9:09 a.m. and led the Pledge of Allegiance and the salute to the flag of New Mexico.

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

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

SERVICE AWARDS: Interim County Manager Chris Brice presented a five year service award to Jessica Jara. Jessica Jara presented a five year service award to Rosa Baeza.

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

COMMISSIONERS AND STAFF DISCUSSION ON REGULAR MEETING AGENDA ITEMS: The Luna County Board of County Commissioners presented the Regular Meeting Agenda items for presentation and discussion by attending members of the public. *(*Note: Items were presented for discussion only and no actions were taken.)* The following agenda items were discussed:

- a. **Road Maintenance Discussion** – Charles Kretek reported that he has started researching to find the Resolution which initiated the application process for road maintenance. Mr. Kretek has the subdivision rules and regulations which include road specifications. He reported the estimated costs to bring the Dove Meadow Subdivision road up to County specifications are as follows. The first estimation is for pit run, which would cost the County \$12,749. If base course is used, which is the preferred product, it would cost the County \$22,397. Mr. Kretek mentioned the resolution pertaining to the application process needs to be found so that we can know what the standards were at that time and what the process was intended to be. Mr. Kretek indicated that right now our process has been that if the roads are not up to standards, we do not consider accepting them for maintenance. Mr. Kretek stated that if the County brings the roads up to specs, they run foul on the anti-donation clause, by spending money for private benefit and or private persons by bringing the roads up to code where they can be maintained. Mr. Kretek indicated that they need to assess that money or it needs to be paid up front. Pecan Park has an assessment which has been put into effect which is paid back over a


course of time and that is acceptable under the anti-donation clause. The County has never had an instance where we have accepted roads that were not up to standards and had to pay to bring them up. Mr. Kretek responded that in the past we have put money forward on behalf of water association and things like that but we get reimbursed so in that case we are not in violation of the anti-donation clause. Commissioner Sweetser stated that he was told by Mr. Miller that the roads were up to standard and he does not understand how that changed. Mr. Kretek stated that the amount for Dove Meadows project is included in the 2019 Annual Certified County Maintained Mileage just in case the project goes forward. If the project does not move forward, the funds will be removed. Mr. Kretek recommended the County not take action on the Dove Meadows project until the legal issues are figured out. Chair Smrkovsky reiterated that if the funds are not used they will be removed. Commissioner Reedy stated the subdivision ordinance needs to be updated.

- b. **New Mexico Counties Services Presentation** – Susan Mayes, New Mexico Counties Communications Director, gave a presentation regarding the services provided by NMC which includes local and state advocacy. The legislative team promotes the legislative priorities set by the Board of Directors. There are 33 voting members on the Board of Directors which includes one representative from each County. Chair Smrkovsky is the Board Member for Luna County. The team works closely with the Executive Committee. They also have a Policy Committee, which advances legislative initiatives during sessions. The Policy Committees include Economic Development and Infrastructure. Chair Smrkovsky is on the Economic Development Committee. The Policy Committees also include the Health Care, Native American, Public Land, Natural Resources, Public Safety and Tax Committees.

ADJOURN: Upon motion made by Commissioner Sweetser and a second made by Commissioner Reedy. Chair Smrkovsky adjourned the meeting at 9:55 a.m.

ATTEST:

LUNA COUNTY BOARD OF COUNTY COMMISSIONERS



Andrea Rodriguez, Luna County Clerk

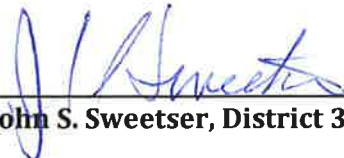


Barbara L. Reedy, District 1

Approved: April 11, 2019



Chair, Linda M. Smrkovsky, District 2



John S. Sweetser, District 3

