

**MINUTES
REGULAR MEETING
LUNA COUNTY BOARD OF COUNTY
COMMISSIONERS
Thursday, October 11, 2018**

BE IT REMEMBERED that the Luna County Board of County Commissioners met in regular session at 10:00 a.m. on Thursday, October 11, 2018 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: Assistant Manager Glory Juarez, Executive Assistant Yossie Nieblas, Attorney Charles C. Kretek, Clerk Andrea Rodriguez, Chief Deputy Clerk Berenda McWright, Chief Appraiser Michelle Holguin, Sheriff Kelly Gannaway, Captain Michael Brown, Budget & Procurement Director/Indigent Claims Administrator Joanne Hethcox, Emergency Services Director Mark Jasso, Roads Department Director Marty Miller, Code Compliance Supervisor Frankie Tarazon and Code Compliance Monitor Manny Armendariz.

CALL TO ORDER: Chair Smrkovsky called the meeting to order at 10:03 a.m., and led the Pledge of Allegiance and the salute to the flag of New Mexico.

ROLL CALL: Chief Deputy Clerk Berenda McWright 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**

APPROVAL OF AGENDA: Chair Smrkovsky requested to table the consideration of Item f. the minutes of the Special Meeting held on October 4, 2018 because the Clerk’s Office has not had adequate time to prepare them. Commissioner Sweetser moved to approve the Agenda, with the amendment. Commissioner Reedy seconded the motion which was unanimously approved.

MINUTES:

- a. Special Meeting-September 7, 2018:** Upon a motion made by Commissioner Reedy and a second by Commissioner Sweetser the Minutes of the Special Meeting held on September 7, 2018 were unanimously approved.
- b. Work Session-September 13, 2018:** Upon a motion made by Commissioner Sweetser and a second by Commissioner Reedy the Minutes of the Work Session held on September 13, 2018 were unanimously approved.
- c. Regular Meeting-September 14, 2018:** Upon motion made by Commissioner Reedy and a second by Commissioner Sweetser the Minutes of the Regular Meeting held on September 14, 2018 were unanimously approved.

- d. Work Session-September 25, 2018:** Upon a motion made by Commissioner Sweetser and a second by Commissioner Reedy the Minutes of the Work Session held on September 25, 2018 were unanimously approved.
- e. Special Meeting-September 28, 2018:** Upon a motion made by Commissioner Reedy and a second by Commissioner Sweetser the Minutes of the Special Meeting held on September 28, 2018 were unanimously approved.
- f. Special Meeting-October 4, 2018:** Tabled during approval of agenda.

ANNOUNCEMENTS:

- a. FY 2018 Final Budget approved by DFA:** Chair Smrkovsky read the letter of approval received from DFA for the Luna County fiscal year 2018/2019 Final Budget for the record. Budget Procurement Director Joanne Hethcox stated that the budget was successfully submitted on the new LGBMS System.

ELECTED OFFICIALS REPORTS: Clerk Andrea Rodriguez announced that Early Voting started on Tuesday.

Sheriff Gannaway reported that assaults are up, burglaries are up, larcenies are up, vehicle thefts are down and non-criminal are up considerably. Deputy Richard Huerta started resource officer duties last week and is assigned to the Red Mountain Middle School, Bataan Elementary and Columbus Elementary. Two Deputies will be graduating from the Police Academy in Santa Fe on October 26, 2018. David Holguin was promoted to Lieutenant and they will be posting for a Detective soon. The Sheriff's Department received three new units, two are going to the field and one is assigned to administration.

Chair Smrkovsky asked if the City is putting Officers in the Schools as well. Sheriff Gannaway responded that the City has two Officers and the County has one.

Chair Smrkovsky reported NMC is meeting in Deming on October 12th. She encouraged the community to attend.

COUNTY MANAGER'S REPORT: Assistant County Manager Glory Juarez reported on the following items:

- Due to Yossie having technical difficulties with her computer the Directors Reports will be emailed out to the Commission at a later date. The public is also able to request the reports.
- The survey regarding the Holiday Schedule received 67 responses and the results are Good Friday 55 and Fair-Day 12.
- We have come to consensus on the Sherriff Department pay plan.

INDIGENT CLAIMS REPORT: Upon motion by Commissioner Reedy and seconded by Commissioner Sweetser, the meeting of the Board of County Commissioners was unanimously recessed and the meeting of the Indigent Hospital Claims Board convened. Budget and Procurement Director Joanne Hethcox reported that 50 claims were processed for the month of September at which all were detention center claims in the amount of \$32,631.99. The GRT generated \$58,694.74 and we have in our Indigent Claims Fund totaled \$851,210.89 of that \$188,434.54 is encumbered. They have not

received safety net care pool billing yet, but expect to be about \$450,000 this year. Commissioner Sweetser motioned to approve the Indigent Claims Report as submitted. Commissioner Reedy seconded the motion which carried unanimously. Commissioner Reedy motioned to recess as a Claims Board and reconvene as a County Commission. Commissioner Sweetser seconded the motion approved which carried unanimously.

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

CONSENT AGENDA: Upon a motion by Commissioner Sweetser, and a second by Commissioner Reedy the following items of the Consent Agenda were unanimously approved following a roll call vote.

- a. Accounts Payable: \$941,675.87
- b. Payroll: \$993,607.22
- c. Resolution 18-44 Budget Increases
- d. Resolution 18-45 Budget Transfers
- e. Appointment of School Resource Officer-Ricardo S. Huerta

NEW BUSINESS: Chair Smrkovsky reviewed each item on the New Business agenda with the Commissioners:

- a. **Oath of Office and Appointment of Sheriff Deputy-Kris Seats:** Commissioner Reedy motioned to approve the Oath of Office and Appointment of Sheriff Deputy Kris Seats. Commissioner Sweetser seconded the motion, which was unanimously approved.
- b. **Support of Community Angel Christmas Project:** Executive Director of the Deming Chamber Laurie Findley requested additional support from the County. She stated the goal is to collect a total of \$20,000 for the project of putting together Community Christmas Tree which will be displayed in front of the flag pole at the Court House Park. The County has committed to assisting with the electricity, possibly set up and the storage of the tree. Concerns were brought forth by local citizen Sean Blaine regarding a multi-faith display. Commissioner Reedy moved that the County support a Community Holiday Project in the amount of \$5,000. Commissioner Sweetser seconded the motion which was unanimously approved.
- c. **Appointment of Member of Labor Management Relations Board (Labor):** Commissioner Reedy motioned to approve the appointment of Mark Myers as a Member of the Labor Management Relations Board. Commissioner Sweetser seconded the motion, which was unanimously approved.
- d. **Appointment of Member of Labor Management Relations Board (Management):** Commissioner Sweetser moved to approve the appointment of John Strand as a Member of the Labor Management Relations Board. Commissioner Reedy seconded the motion, which was a unanimously approved.
- e. **Appointment of Member of Labor Management Relations Board (Independent):** Chair Smrkovsky announced this appointment is tabled.

EXECUTIVE SESSION: to discuss Limited Personnel Matters pursuant to §10-15-1 (H)(2) NMSA 1978 pertaining to the County Manager's Contract and 10-15-1H (7) NMSA 1978 pending litigation matters, pending lawsuit: Chair Smrkovsky requested a motion to go into Executive Session to discuss Limited Personnel Matters pursuant to §10-15-1 (H)(2) NMSA 1978 pertaining to the County Manager's Contract; and 10-15-1H (7) NMSA 1978 pending litigation matters, pending lawsuit. Commissioner Reedy so moved. The motion was seconded by Commissioner Sweetser and carried unanimously following a roll call vote. The Board went into Executive Session at 10:52 am.

Chair Smrkovsky entertained a motion 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 the County Manager's Contract and 10-15-1H(7) NMSA 1978 pending litigation matters, pending lawsuit. Commissioner Reedy so moved to return from Executive Session. Commissioner Sweetser seconded the motion and the motion carried unanimously following a roll call vote. The Board returned from Executive Session at 12:00 pm.

No action was taken.

UPCOMING MEETINGS: Chair Smrkovsky announced the following upcoming meetings.

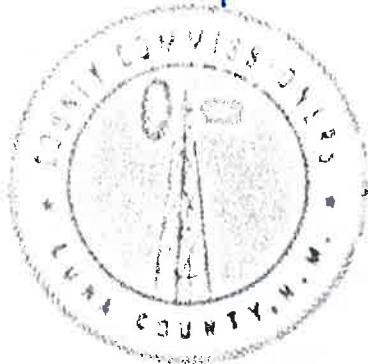
Special Meeting-October 16, 2018 at 10:00am
Work Session- November 9, 2018 at 9:00am
Regular Meeting- November 9, 2018 at 10:00 a.m.

ADJOURN: Upon a motion made by Commissioner Sweetser and a second made by Commissioner Reedy the meeting was adjourned at 12:03 p.m.


ATTEST:


ANDREA RODRIGUEZ, LUNA COUNTY CLERK

APPROVED: 12/13/2018



LUNA COUNTY BOARD OF COUNTY COMMISSIONERS


BARBARA L. REEDY, DISTRICT 1


LINDA M. SMRKOVSKY, DISTRICT 2


JOHN S. SWEETSER, DISTRICT 3