

# **LUNA COUNTY BOARD OF COUNTY COMMISSIONERS**

**Barbara L. Reedy**  
Member

**Linda M. Smrkovsky**  
Chairperson

**John S. Sweetser**  
Member

**Thursday, October 11, 2018  
10:00 a.m.  
Regular Meeting  
Luna County Courthouse**

1. **Call to Order:** Chair Smrkovsky to commence meeting (At this time, please silence your cell phones and any other electronic devices) Pledge of Allegiance, State Pledge.
2. **Roll Call:**
3. **Approval of Agenda:**
4. **Minutes:**
  - a. Special Meeting- September 7, 2018  
**MOTION AND VOTE**
  - b. Work Session- September 13, 2018  
**MOTION AND VOTE**
  - c. Regular Meeting- September 14, 2018  
**MOTION AND VOTE**
  - d. Work Session- September 25, 2018  
**MOTION AND VOTE**
  - e. Special Meeting – September 28, 2018  
**MOTION AND VOTE**
  - f. Special Meeting- October 4, 2018  
**MOTION AND VOTE**
5. **Announcements:**
  - a. FY 2018 Final Budget approved by DFA
6. **Elected Officials Report:**
7. **County Manager's Report:**

**8. Indigent Claims Report:**

- a. Recess as County Commission, Convene as Claims Board

**MOTION AND VOTE**

- b. Presentation of Claims Report by Joanne Hethcox

- c. Consider Claims dated October 11, 2018 in the amount of \$32,631.99

**MOTION AND VOTE**

- d. Recess as Claims Board, Re-Convene as County Commission

**MOTION AND VOTE**

- 9. Public Comment:** The Public has the opportunity to provide comment at this time pertaining to items on the agenda only. Please be advised that this is not a question and answer period. Your comments specific to the agenda items will be limited to three minutes unless the Board of County Commissioners requests more information. The time limit and opportunity to speak is given in an effort to allow public input on business matters of the County to move the agenda forward in a prompt yet efficient manner. Comment will not be allowed on individual agenda items as they are discussed by the Commissioners during new business.

**10. Consent Agenda:**

- 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

**MOTION AND ROLL CALL VOTE**

**11. New Business:**

- a. Oath of Office and Appointment of Sheriff Deputy- Kris Seats

**MOTION AND VOTE**

- b. Support of Community Angel Christmas Project

**MOTION AND VOTE**

- c. Appointment of Member of Labor Management Relations Board (Labor)

**MOTION AND VOTE**

- d. Appointment of Member of Labor Management Relations Board (Management)

**MOTION AND VOTE**

- e. Appointment of Member of Labor Management Relations Board (Independent)

**MOTION AND VOTE**

**12. Executive Session:**

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.

**MOTION AND ROLL CALL VOTE**

**13. Upcoming Meetings (unless otherwise specified):**

Special Meeting- October 16, 2018

Work Session- November 9, 2018 at 9:00 a.m.

Regular Meeting- November 9, 2018 at 10:00 a.m.

**14. Adjourn:**

**NOTE TO THE PUBLIC:** Please use the microphone when addressing the Board. This is necessary for recording purposes. Thank you for your cooperation. Headphones for hearing enhancement are available upon request.

**MINUTES  
SPECIAL MEETING  
LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS  
Friday, September 7, 2018**

**BE IT REMEMBERED** that the Luna County Board of County Commissioners met in Special Session at 1:00 p.m. on Friday, September 7, 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, Clerk Andrea Rodriguez, Chief Deputy Clerk Berenda McWright, Deputy Clerk Pilar Salcido, Treasurer Gloria Rodriguez, Chief Deputy Treasurer Dora Madrid, Sheriff Captain Michael Brown, Dispatch Director Lauree Sanchez, Operations Manager Yovanie Granillo, Community Projects Director Jessica Etcheverry, Code Enforcement Officer Manny Armendariz, Executive Secretary Estella Ortiz, Administrative Assistant Rachel Bishop, Emergency Services Director Mark Jasso and Administrative Assistant Patricia Rodriguez.

**CALL TO ORDER:** Chair Smrkovsky called the meeting to order at 1:09 p.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 COMMENT:** Chair Smrkovsky opened the floor for Public Comment. There was no public comment forthcoming.

**NEW BUSINESS:**

**Work Schedule Clarification:** Chair Smrkovsky stated the reason this item is on the agenda is because it has come to the Board's attention that the Detention Center, Dispatch and the Sheriff's Department did not conform with the decision the Board made in July to go back to the five day work schedule. Chair Smrkovsky stated there is a problem with that, due to the Holiday Schedule that was adopted after the change was made as well as other employees' complaints. A written letter was submitted by Sheriff's Executive Assistant Estella Ortiz requesting the Luna County Board of County Commissioners allow the other Elected Officials or Department Heads to continue managing their own departments, which includes work schedules. Ms. Ortiz came before the Board and explained that her office staff consists of three people that work four ten hour shifts, except on the weeks there is a holiday. On the weeks there is a holiday, they each work 32 hours and still accommodate the public with having the office open 8am to 5pm without accruing or using comp time nor PTO the remainder of that week. Assistant Manager Glory Juarez stated that it causes some

difficulties with payroll, however, the main issue is complaints from other employees who would also prefer to work four tens. Commissioner Reedy stated when this issue began, the Elected Officials and Department Heads were given an opportunity to come up with a plan to maintain a four day work week while still having the Courthouse open five days a week. Ms. Ortiz stated that the Personnel Policy allows for department to set the hours for their employees. Commissioner Sweetser stated that the schedule really needed to apply to all of the departments across the board according to their action that any department that was on four tens prior, would stay at four tens, but any department that was not previously on four tens would go back to five eights. Dispatch Director Lauree Sanchez informed the Board that they had already complied. Ms. Juarez reported that the Detention Director was under the understanding they could continue the shift work but his department would be willing to go back. Sheriff Captain Michael Brown pointed out that the Personnel Ordinance under subsection 9.1 of Ordinance 23 under hours of work: states "employees will work their scheduled hours pursuant to work schedules established by the department". The Board of Commissioners stated they were not aware of that and agreed the personnel ordinance should be reviewed. Ms. Juarez stated that it was discussed at the beginning of the process because she recalled having conversations with Manager Ira Pearson that it didn't even need to go to the commission to switch to four ten's but it was his executive decision to bring it before the commission. Chair Smrkovsky stated that she knows there was a case in which the issue was challenged in another county and the courts supported the decision of the commission. Ms. Juarez stated that she believes the Board of County Commissioners have the authority to set the hours of operation. Chair Smrkovsky made a motion to clarify the decision made by the Luna County Commissions at the July meeting that every department that had gone to the four tens a year ago in June would go back to five eights if they worked five eights prior to that. The motion was seconded by Commissioner Sweetser and carried unanimously following a roll call vote.

**Opposition of the Straight Party Voting Option:** Chair Smrkovsky explained that the Secretary of State has determined to go back to straight party ticket voting in order to make voting go faster and recommended approval of a resolution opposing that decision. The issue is currently before the Supreme Court to determine if she has that authority. Legislation was passed back in 2001 removing the straight ticket voting in New Mexico. Commissioner Reedy stated there are seven other counties that have voiced their opposition and it was her opinion that Luna County is a county that votes for the person and not the party. Commissioner Sweetser read the following statement for the record: "Straight party voting benefits the majority party and creates an insurmountable obstacle to independent or third party candidates at election time. Unfortunately many voters are more concerned with the top of the ballot options and disregard down ballot races. This hurts our local races immeasurably as the races are usually based on the people running and not the party affiliation." He also stated there are only seven or eight states that still offer straight party voting. Chair Smrkovsky suggested the Board of County Commissioners send an Amicus Curiae (Amicus Brief) pertaining to the lawsuit that is before the Supreme Court as a Friend of the Court opposing the "Straight Party Ticket" per Resolution #18-39. Commissioner Reedy motioned to approve Resolution #18-39 as presented and direct the County Attorney to petition for status of Amicus Curie and file a brief consistent with this resolution with the New Mexico Supreme Court on the issue of Straight Party ticket voting. The motion was seconded by Commissioner Sweetser and carried unanimously following a roll call vote.

**EXECUTIVE SESSION: Executive Session to discuss Limited Personnel Matters pursuant to §10-15-1 (H)(2) NMSA 1978 pertaining to the County Manager's contract:** 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. Commissioner Sweetser so moved, Commissioner Reedy seconded and the motion carried unanimously following a roll call vote. The Board went into Executive Session at 1:50 p.m. and returned at 4:09 p.m.

Commissioner Reedy motioned to return from Executive Session where no other matters were discussed other than limited personnel matters. The motion was seconded by Commissioner Sweetser and carried unanimously upon a roll call vote.

No action was taken.

**ADJOURN:** Upon a motion by Commissioner Sweetser and a second by Commissioner Reedy the meeting was adjourned the meeting at 4:10 p.m.

**ATTEST:**

**LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS**

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**ANDREA RODRIGUEZ, CLERK**

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**BARBARA L. REEDY, DISTRICT 1**

**APPROVED:** \_\_\_\_\_

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**LINDA M. SMRKOVSKY, DISTRICT 2**

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**JOHN S. SWEETSER, DISTRICT 3**

**MINUTES  
WORK SESSION  
LUNA COUNTY BOARD OF COUNTY COMMISSIONERS  
Thursday, September 13, 2018**

**BE IT REMEMBERED** that the Luna County Board of County Commissioners met at 9:00 a.m. on Thursday, September 13, 2018 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 9:03 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**

**SERVICE AWARDS:** Luna County Detention Center Director Chris Brice presented an award for five years of service to Javier Gallegos.

**PRESENTATIONS:**

**Commissions' Report on Ruff Ruff Sanctuary Complaint:** Charles C Kretek, County Attorney submitted a written report and attached timeline of activity in response to a formal complaint by Alan Edmonds regarding Ruff Ruff Animal Sanctuary.

**PUBLIC INPUT:** Sandy Hastings, Director of Humane Society Robert Floyd, Michelle Whitehurst, John Whitehurst, Pat Danser with Deming Animal Guardians, Matt Robinson, Seth Delanoy, Jamie Holingsworth, Julia Granado, Sharon Miller, Board Member and Director of Deming Animal Guardians Mike Reitz, Alberta Morgan and Jackie Nobel came before the Board and provided public input regarding the ordinance for animal control and the situation with the Ruff Ruff Animal Sanctuary. The following recommendations were brought forth by the concerned citizens who spoke.

- Spay and neuter very important
- The need to have more places to put animals is urgent
- Put restrictions on amount of animals for first year facilities
- Define the amount of animals per caregiver
- County should be responsible to oversee sanctuaries
- Background check should be required for anyone starting animal sanctuaries
- Spay and neuter before taking animal from Humane Society should be required
- Luna County needs someone in charge of animal control
- There is a problem in Luna County with dogs being overbreeding
- Many complaints were made regarding animal abuse at the Ruff Ruff sanctuary

- Bring together Commission, Sheriffs and local veterinary as part of the Ordinance structure
- Transparency and accountability is key
- Licensee should be held accountable
- Inspections should be done by third party i.e. Dr. Wetzel was inspector for Army
- Breeder should have license fees, large fines applied if license fees not paid
- Intact dogs should have to pay extra fees to have them intact
- 501C3 non-profit should be part of the rescue
- Fines and fees should be applied to pay for inspectors, County wouldn't have to pay
- Existing ordinances are inadequate and the revision as proposed is also inadequate
- The County is in need of well-defined ordinances, similar to Santa Fe's or Dona Ana's
- Those in charge of inspections should be held accountable, if not the licensee then the Humane Society for issuing a license after knowing the background of licensee

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

**ATTEST:**

**LUNA COUNTY BOARD OF  
COUNTY COMMISSIONERS**

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**Andrea Rodriguez, Luna County Clerk**

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**Barbara L. Reedy, District 1**

**Approved:** \_\_\_\_\_

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**Chair, Linda M. Smrkovsky, District 2**

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**John S. Sweetser, District 3**



**MINUTES  
REGULAR MEETING  
LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS  
Friday, September 14, 2018**

**BE IT REMEMBERED** that the Luna County Board of County Commissioners met in regular session at 10:00 a.m. on Friday, September 14, 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, Deputy Clerk Pilar Salcido, Treasurer Gloria Rodriguez, Chief Deputy Treasurer Dora Madrid, Assessor Delilah Rojo, Chief Appraiser Michelle Holguin, , Captain Michael Brown, Budget & Procurement Director/Indigent Claims Administrator Joanne Hethcox, Detention Director Chris Brice, Detention Lieutenant Robert Apodaca and Assistant Emergency Services Director Sonia Arteché.

**CALL TO ORDER:** Chair Smrkovsky called the meeting to order at 10:08 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 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 Items H and I from the Consent Agenda be removed and considered under New Business Items E and F. Also, Item number 16 Jail Inspection to be remove from the agenda this month. Commissioner Reedy moved to approve the Agenda, with Items 12H and 12I moved to new business and Item 16 jail inspection removed. Commissioner Sweetser seconded the motion which was unanimously approved.

**PRESENTATION:**

**Flood Control Implementation Strategy Plan by NM Border Authority:** Mario Juarez of Wilson and Company gave an extensive slide show presentation regarding the Flood Control Implementation Strategy Plan by New Mexico Border Authority. Mr. Juarez stated that the Border Authority requested to be added to this agenda because of the storm back on July 15<sup>th</sup> and 16<sup>th</sup> that exceeded the hundred year storm event and flooded Columbus. Eric Kiltz Recovery Officer with the New Mexico Department of Homeland Security in Emergency Management was also present and reported on response and recovery mitigation efforts.

**MINUTES:** Upon a motion made by Commissioner Sweetser and a second by Commissioner Reedy the Minutes of the August 9, 2018 Work Session were unanimously approved. Upon a motion made by Commissioner Reedy and a second by Commissioner Sweetser the Minutes of the August 9, 2018 Regular Meeting were unanimously approved. Upon motion made by Commissioner Sweetser and seconded by Commissioner Reedy the Minutes of the August 20, 2018 Special Meeting were unanimously approved.

**ELECTED OFFICIALS REPORTS:** Sheriff Captain Brown reported that assaults are up slightly, burglaries are down considerably, vehicle thefts are up as well, non-criminal are up considerably. Deputy Richard Huerta

started resource officer duties last week and the Sheriff's Department will be posting for a vacant core security position.

Treasurer Gloria Rodriguez reported that we have new Tax rates and they are currently working with the Assessor to start the process with the 2018 tax bills.

Chair Smrkovsky reported on the priorities for the New Mexico County Legislative session. The NMC is working on restoring the original appropriation of \$5 million to the County Detentions Facilities Reimbursement Act. This fund helps counties pay for State prisoners whom are in our jails and creates a line item in the DFA budget for \$700,000 to reimburse for Sherriff Officers who transport State prisoners. The State Statue is in place which authorizes the State to make such payments but hasn't been funded in over 20 years. Chair Smrkovsky encouraged the County Treasurer's, Assessor's, Clerk's employees attend classes dealing with economic development.

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

- Dispatch received 10,138 calls for the month of August.
- Currently working on the Radio Communications Project with the Road Department
- Today is Jessica Etcheverry's last day with Luna County
- Community Projects held for the CDBG Planning Grant Application
- Clean ups have begun for the new fiscal year
- Capital Outlay agreements were received and executed for the Domestic Violence Shelter received \$225,000.
- Capital Outlay Resolution and Agreement for Road Improvement through NMDOT \$100,000
- Colonia's Infrastructure Grant for Rockhound Road has been closed
- Detention Center: Number of Inmates Incarcerated: LCDC Daily average population for August: 340 Inmates. U.S. Marshals Service 149 Inmates. Sierra County – 43 Inmates. Fire Marshal inspections and recommendations being addressed. Received approval for certificate.
- Several applications for truck drivers have been received hoping to fill positions soon. Department is currently working on Camino Doce and Lucca to Hermanas/Franklin coordination meeting with NMDOT.
- Budget and Procurement Department: Starmax has received a total of \$371,367 on the reimbursements for the conversion project. Starmax is down to a debt of only \$6,385 on that digital conversion project.
- Starmax sales in August were \$83,837
- Ribbon cutting on CDBG project –playground done this week we had several County Officials present at ribbon cutting.
- Community Health Fair tomorrow from 9am-1pm at the Courthouse with the walk starting at 8am beginning at the Visitors Center. Everyone invited to join.
- Resolution 18-05 Amended Notice of Right to Inspect Public Records "Item E on Consent Agenda" is to appoint Yossie Nieblas as the Custodian of Public Records.
- Resolution 18-41 Participation in Capital Outlay Program and Approval of Agreement "Item F on the Consent Agenda" is for the road capital outlay funding.
- Resolution 18-42 Authorizing the submission of a New Mexico Community Development Block Grant "item 12G of the Consent Agenda" is a planning grant for the Comprehensive Plan.

**CALL TO REPEAL ORDINANCE:** Chair Smrkovsky recommended approval of the call to repeal the three ordinances regarding animal control. Commissioner Reedy motioned to direct the County Manager's Office to publish the title and summary of Ordinance Number 1; An Ordinance to Regulate, Restrain, Control and require vaccination of dogs; Repeal Ordinance Number 33; Luna County Animal Control; and Repeal Ordinance Number 52; Animal Regulation and Control one time in the Deming Headlight at least two weeks prior to the meeting for the Board at which the Ordinance is proposed for final repeal. The publication shall also include the date

and time at which the repeal of the Ordinances is to be considered. Commissioner Sweetser seconded the motion which carried unanimously following a roll call vote.

**CALL TO ADOPT AN ORDINANCE:** Commissioner Sweetser motioned to direct the County Manager's Office to publish the title and summary of Ordinance Number 98; providing for Animal Regulation and Control for Luna County, New Mexico one time in Deming Headlight at least two weeks prior to the meeting of the Board at which the ordinance is proposed for final passage. The publication shall also include the date and time at which the ordinance is to be considered. Commissioner Reedy seconded the motion which carried unanimously following a roll call vote.

**INDIGENT CLAIMS REPORT:** Upon motion by Commissioner Reedy and a second 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 four claims were processed for the month of August at which none of these claims were for the detention center. The gross receipts collections totaled \$70,105.79 and the balance for Indigent Claims Fund totaled \$844,195.81 of that \$254,155.73 is encumbered. Has not been received Safety net care pool billing, but expect it to be about \$400,000 this year. Commissioner Sweetser motioned to approve the Indigent Claims Report as submitted. Commissioner Reedy seconded the motion which carried unanimously. Commissioner Sweetser motioned to recess as a Claims Board and reconvene as a County Commission. Commissioner Reedy seconded the motion which carried unanimously.

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

**CONSENT AGENDA:** Chair Smrkovsky noted that Item H, Supporting 2019 NMC Legislative Priorities, and item I, Certificate of 2018 Property Tax Rates was moved to new business. Upon a motion by Commissioner Reedy, and a second by Commissioner Sweetser the following items of the Consent Agenda were unanimously approved following a roll call vote.

- a. Accounts Payable: \$743,538.51
- b. Payroll: \$1,441,300.87
- c. Resolution 18-37 Budget Increases
- d. Resolution 18-38 Budget Transfers
- e. Resolution 18-05 Amended Notice of Right to Inspect Public Records
- f. Resolution 18-41 Participation in Capital Outlay Program and Approval of Agreement
- g. Resolution 18-42 Authorizing the submission of a New Mexico Community Development Block Grant
- h. *This agenda item was moved to new business item e*
- i. *This agenda item was moved to new business item f*

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

- a. **Resolution 18-40 Water Trust Board Funding Application:** Chair Smrkovsky stated that the County did a letter of intent for this grant which is 1.5 million with the County match being \$225,000. Commissioner Reedy motioned to approve Resolution 18-40 Water Trust Board Funding Application. The motion was seconded by Commissioner Sweetser and carried unanimously following a roll call vote.
- b. **Authorize the Luna County Detention Center Director, Chris Brice, as Project Manager for the LCDC Expansion and Renovation:** Chair Smrkovsky recommended approval of authorizing Chris Brice as Project Manager on the expansion and renovation of the final phase of the detention center project. Commissioner Reedy motioned to approve Chris Brice being named Project Manager of the LCDC Expansion and Renovation project. The motion was seconded by Commissioner Sweetser and carried unanimously.

- c. **Luna County Detention Center Collective Bargaining Agreement and Payment Plan:** Assistant County Manager Glory Juarez explained that Mr. Pearson and Mr. Kretek along with the Union Representative Andy Gilmore and Mr. Brice have met several times to negotiate and create a payment plan which will eliminate inconsistencies and discrepancies with pay, work load, responsibilities and accountabilities. Detention Director Chris Brice stated that there has been an issue with upward mobility of detention officers. The plan helps by adding defined goals for promotions and provides for an average for overall raise is 2.16% this year. The plan will be reviewed annually. Commissioner Sweetser motioned to approve Luna County Detention Center Collective Bargaining Agreement and Payment Plan. The motion was seconded by Commissioner Reedy and carried unanimously following a roll call vote.
- d. **Oath of Office and Appointment of Sheriff Deputy-Kris Seats and Ricardo S. Huerta.** Ms. Juarez on behalf of Sheriff Gannaway requested to table this item. Commissioner Reedy motioned to table the Oath of Office and Appointment of Sheriff Deputy – Kris Seats and Ricardo S. Huerta. The motion was seconded by Commissioner Sweetser and carried unanimously.
- e. **Supporting 2019 NMC Legislative Priorities:** Chair Smrkovsky stated that approving the NMC Legislative priorities shows support. Commissioner Reedy motioned to approve supporting 2019 NMC Legislative Priorities. The motion was seconded by Commissioner Sweetser and carried unanimously following a roll call vote.
- f. **Certificate of 2018 Property Tax Rates:** Assessor Rojo reported that the new tax rates have been received for 2018. Ms. Rojo stated that she sent the tax rates out to Schools, City, and the Village of Columbus for review. She reported the tax rates have increased by \$1,734,019 from last year to this year. Commissioner Sweetser moved to approve Certificate of 2018 Property Tax Rates. The motion was seconded by Commissioner Reedy and carried unanimously following a roll call vote.

**EXECUTIVE SESSION: to discuss Limited Personnel Matters pursuant to §10-15-1 (H)(2) NMSA 1978 pertaining to the County Manager's Contract and Internal Affairs Investigation; 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 Internal Affairs Investigation; 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 11:07 am and returned at 1:30 pm.

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 Internal Affairs Investigation; and 10-15-1H(7) NMSA 1978 pending litigation matters, pending lawsuit. Commissioner Sweetser so moved. Commissioner Reedy seconded the motion and the motion carried unanimously following a roll call vote.

Commissioner Reedy moved to authorize the County Attorney in coordination with the Assistant County Manager to request the District Attorney to prosecute pursuant to 36-1-18a (11) if found to be necessary. The motion was seconded by Commissioner Sweetser and carried unanimously following a roll call vote.

**UPCOMING MEETINGS:** Chair Smrkovsky announced the following upcoming meetings.

Work Session- October 11, 2018 at 9:00am  
Regular Meeting- October 11, 2018 at 10:00 a.m.

**JAIL INSPECTION:** The jail inspection was removed

**ADJOURN:** Upon a motion made by Commissioner Sweetser and a second made by Commissioner Reedy the meeting was adjourned at 1:02 p.m.

**ATTEST:**

**LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS**

\_\_\_\_\_  
**ANDREA RODRIGUEZ, LUNA COUNTY CLERK**

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**BARBARA L. REEDY, DISTRICT 1**

**APPROVED:** \_\_\_\_\_

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**LINDA M. SMRKOVSKY, DISTRICT 2**

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**JOHN S. SWEETSER, DISTRICT 3**

**MINUTES  
WORK SESSION  
JAIL INSPECTION  
LUNA COUNTY BOARD OF COUNTY COMMISSIONERS  
Tuesday, September 25, 2018**

**BE IT REMEMBERED** that the Luna County Board of County Commissioners met at 1:00 p.m. on Tuesday, September 25, 2018 in the Luna County Detention Center, Deming, New Mexico, for the purpose of conducting a Work Session and jail inspection.

**CALL TO ORDER:** Chair Smrkovsky called the meeting to order at 1:00 p.m.

**ROLL CALL:** The following Commissioners constituting a quorum were present:

**Barbara L. Reedy, District 1  
Linda M. Smrkovsky, Chair, District 2**

The following were present: Sheriff Kelly Gannaway, Captain Michael Brown, Lieutenant A. Gilmore; Compliance Officer D. Armendariz, William Hudson ACLU, Linda Pafford, ACLU, District Judge Jennifer Delaney, Administrative Assistant Rose Chavira, Pretrial Officer Vanessa Saenz, LCDC Director Chris Brice; USBP Supervisor Earnest Wilkinson, USBP Officer Jeffrey Northop, Ruben Chavira, Bailiff.

**JAIL INSPECTION:** New section of the detention center has been completed. On September 27, 2018 160-170 inmates will be transferred to the new section. There will also be approximately 137 inmates being transferred to the Westside location. The new section of the detention center has a total of eight separate pods, each pod has thirty eight beds, thirty five seats and five tables. Kiosks will be installed tomorrow for video visitation as the current visitation area which is located in the older area of the Detention Center will no longer be in use. New visitation room was not included in the new part of the center. The new control room will be a two man operation. It is possible to view all eight pods from any section of the control room as it is located in the center of the eight pods.

**ADJOURN:** Upon motion made by Chair Smrkovsky and a second made by Commissioner Reedy adjourned the meeting at 2:47 p.m.

**ATTEST:**

**LUNA COUNTY BOARD OF  
COUNTY COMMISSIONERS**

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**Andrea Rodriguez, Luna County Clerk**

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**Barbara L. Reedy, District 1**

**Approved:** \_\_\_\_\_

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**Chair, Linda M. Smrkovsky, District 2**

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**John S. Sweetser, District 3**

**MINUTES  
SPECIAL MEETING  
LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS  
Friday, September 28, 2018**

**BE IT REMEMBERED** that the Luna County Board of County Commissioners met in Special Session at 10:00 a.m. on Friday, September 28, 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 K. Kretek, Clerk Andrea Rodriguez, Deputy Clerk Pilar Salcido.

**CALL TO ORDER:** Chair Smrkovsky called the meeting to order at 10:00 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:** Edward Khanbabian commented that he has a concern that individuals who have been charged and arrested are then being re-hired with a better position and higher pay. Mr. Khanbabian would like to know if contracts are being approved at the end of Commissioners terms and how this if being done would cause issues for new Commissioners coming on board. Mr. Khanbabian would expect that if any of the individuals whom are being investigated have contributed to any Commissioners campaign, or related to them or have any personal ties to them, that they would recuse themselves from decisions being made regarding the investigation

Chair Smrkovsky explained that any monies received in a campaign must be reported and is public record and is available to be viewed.

**NEW BUSINESS:**

- a. **Amended Resolution 18-40 Water Trust Board Funding Application:** Assistant Manager Glory Juarez reported that the Amended Reslution 18-40 would include the amount that will be matched and the fund that will be used. Resolution stays the same except for the last sentence under "Now therefore" and the signature line. Commissioner Reedy motioned to approve amended resolution 18-40 Water Trust Board Funding Application. Commissioner Sweetser seconded the motion, which followed by a roll call vote and carried unanimously.

**EXECUTIVE SESSION: Executive Session to discuss Limited Personnel Matters pursuant to §10-15-1 (H)(2) NMSA 1978 pertaining to the County Manager's contract and Internal Affairs Investigation:** 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. Commissioner Reedy so moved, Commissioner Sweetser seconded and the motion carried unanimously following a roll call vote. The Board went into Executive Session at 10:10 a.m. and returned at 12:00 p.m.

Commissioner Reedy motioned to return from Executive Session where no other matters were discussed other than limited personnel matters. The motion was seconded by Commissioner Sweetser and carried unanimously upon a roll call vote.

No action was taken.

**ADJOURN:** Commissioner Sweetser motioned to adjourn meeting. Commissioner Reedy seconded, in which motion carried unanimously. Chair Smrkovsky adjourned the meeting at 12:05 a.m.

**ATTEST:**

**LUNA COUNTY BOARD OF COUNTY COMMISSIONERS**

\_\_\_\_\_  
**ANDREA RODRIGUEZ, CLERK**

\_\_\_\_\_  
**BARBARA L. REEDY, DISTRICT 1**

**APPROVED:** \_\_\_\_\_

\_\_\_\_\_  
**LINDA M. SMRKOVSKY, DISTRICT 2**

\_\_\_\_\_  
**JOHN S. SWEETSER, DISTRICT 3**



# Indigent Hospital Claims Office

Ira T. Pearson, County Manager

IHC Board Meeting October 11, 2018

Month	Number	Amount	Number	Denied
January	7	\$1,844.07	0	\$0.00
Feburary	0	\$0.00		
March	8	\$2,404.52		
April	22	\$17,234.79		
May	3	\$4,534.91		
June	25	\$23,599.53	1	\$3,627.14
July	0	\$0.00		
August	4	\$15,625.68		
September	50	\$32,631.99		
October	0	\$0.00		
November	0	\$0.00		
December	0	\$0.00		
Total	119	\$97,875.49	1	\$3,627.14
This Month's Total	Mimbres Memorial Hospital			\$32,631.99
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			\$0.00
Total				\$32,631.99
Year to Date Total	Mimbres Memorial Hospital			\$80,566.97
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			\$1,682.84
Total				\$82,249.81
Care of Prisoners This Month - Not including SNCP Funds				\$83,191.37
Care of Prisoners Year to Date Indigent - Not including SNCP Funds				\$583,490.47
Care of Prisoners Year to Date Inmate Prescriptions/OTC Meds				\$12,848.05
Care of Prisoners Year to Date Dr. Bills				\$6,146.38
Total Cost of Care of Prisoners Year to Date				\$602,484.90
Monies Received for September 2018				\$58,694.74
Balance in IHC Fund as of September 30, 2018				\$851,210.89
Encumbrances as of September 30, 2018				\$188,434.54
		Date	Amount Approved	Amount Denied
	Signatures	10/11/2018	\$32,631.99	\$0.00
Barbara L. Reedy				
Linda M. Smrkovsky				
John S. Sweetser				

**IHC Board Meeting**

**October 11, 2018**

Case Number	MMH	MMC	Gila Regional	MVRMC	Deming EMS	Elite Medical	Other Services	Comments	Denied Claims
5322	\$1,026.72							LCDC	
4476	\$2,312.44							LCDC	
6808	\$12.52							LCDC	
7583	\$44.92							LCDC	
7637	\$7,000.00							LCDC	
7655	\$53.04							LCDC	
7680	\$183.77							LCDC	
7794	\$1,444.98							LCDC	
7710	\$65.93							LCDC	
7750	\$306.42							LCDC	
7752	\$51.72							LCDC	
7757	\$146.58							LCDC	
7790	\$51.72							LCDC	
7828	\$106.08							LCDC	
7837	\$228.97							LCDC	
7848	\$708.49							LCDC	
7863	\$583.57							LCDC	
7864	\$79.09							LCDC	
7865	\$410.37							LCDC	
7866	\$69.55							LCDC	
7867	\$161.29							LCDC	
7868	\$67.79							LCDC	
7869	\$400.76							LCDC	
7870	\$56.45							LCDC	
7871	\$470.03							LCDC	
7872	\$68.13							LCDC	
7873	\$51.72							LCDC	
7874	\$287.98							LCDC	
7875	\$624.33							LCDC	
7876	\$187.35							LCDC	
7877	\$51.72							LCDC	
7878	\$7,000.00							LCDC	
7879	\$22.94							LCDC	
7880	\$23.64							LCDC	
7881	\$400.76							LCDC	
7882	\$51.72							LCDC	
7883	\$183.47							LCDC	
7884	\$51.72							LCDC	
7885	\$305.00							LCDC	
7886	\$93.25							LCDC	
7887	\$67.13							LCDC	



LCBCC Meeting October 11<sup>th</sup>, 2018

Accounts Payable

09/06/2018	\$93,486.31
09/06/2018	\$3,767.46
09/06/2018	\$2,250.97
09/13/2018	\$295,696.10
09/13/2018	\$19,995.29
09/13/2018	\$2,463.15
09/19/2018	\$129,089.44
09/19/2018	\$4,209.89
09/19/2018	\$4,518.58
09/26/2018	\$43,068.76
09/26/2018	\$5,298.20
09/26/2018	\$3,555.19
09/26/2018	\$163,926.04

P-Cards

August 2018 \$170,350.49

Total \$941,675.87

*Luna County*  
*Board of County Commissioners*

**AGENDA 10/11/2018**

**PAYROLL**

09/14/2018	Register # 20180040	\$496,030.29
09/17/2018	*Register # 20180041	\$309.60
09/28/2018	Register # 20180042	\$496,964.90
09/28/2018	*Register # 20180043	\$302.43

**Total \$ 993,607.22**

\* Special

**LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS**

**RESOLUTION NO. 18-44**  
**Proposed Inter/Intra Fund Budget Increases**

**WHEREAS**, the Luna County Board of County Commissioners 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 Luna County Board of County Commissioners hereby adopts the changes to the County's Fiscal Year 107, July 1, 2018 through June 30, 2019 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 11<sup>th</sup> DAY OF OCTOBER, 2018.**

LUNA COUNTY

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Chairperson

ATTEST:

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Andrea Rodriguez, Luna County Clerk

Be it remembered that at a Regular meeting of the Luna County Board of County Commissioners in Deming NM on the 11th day of October, 2018, the following budget adjustments are proposed and entered of record.

SCHEDULE OF BUDGET ADJUSTMENTS				Budget Resolution Number 18-44 Proposed Inter/Intra FUND Budget Increase					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	411/21800	Community Improvements/ Maintenance	411/21800	\$ (222,750.00)	411-77-1343 Domestic Violence CI Grant (Revenue)	\$ (222,750.00)	To increase revenue budget for Domestic Violence Capital Improvement Grant award	\$ -	\$ (222,750.00)
					\$ 222,750.00	411-77-2343 Domestic Violence CI Grant	\$ 222,750.00	To increase expenditure budget for Domestic Violence Capital Improvement Grant award	\$ -	\$ 222,750.00
Two	Decrease	610/21800	Drug Investigation - HIDTA	610/21800	\$ 13,000.00	610-77-1320 SWNM Task Force HIDTA (Revenue)	\$ 13,000.00	To decrease budget to correct difference in fringe benefits on approved final budget	\$ (447,656.00)	\$ (434,656.00)
					\$ (13,000.00)	610-43-2396 WNMU Police Dept	\$ (13,000.00)	To decrease budget to correct difference in fringe benefits on approved final budget	\$ 122,700.00	\$ 109,700.00
Three	Increase	610/21800	Drug Investigation - HIDTA	610/21800	\$ (24,000.00)	610-77-1320 SWNM Task Force HIDTA (Revenue)	\$ (24,000.00)	To increase budget for awarded supplemental funding for operational overtime including Silver City and Lordsburg	\$ (434,656.00)	\$ (458,656.00)
					\$ 24,000.00	610-43-2005 Salaries - Overtime	\$ 8,000.00	To increase budget for awarded supplemental funding for operational overtime including Silver City and Lordsburg	\$ 24,000.00	\$ 32,000.00
						610-43-2392 Lordsburg Police Dept	\$ 8,000.00	To increase budget for awarded supplemental funding for operational overtime including Silver City and Lordsburg	\$ -	\$ 8,000.00
						610-43-2395 HIDTA - Silver City	\$ 8,000.00	To increase budget for awarded supplemental funding for operational overtime including Silver City and Lordsburg	\$ 20,000.00	\$ 28,000.00
Four	Increase	610/21800	Drug Investigation - HIDTA	610/21800	\$ (19,526.36)	610-77-1320 SWNM Task Force HIDTA (Revenue)	\$ (19,526.36)	To increase budget to correct differences in encumbrances brought over from last fiscal year on approved final budget	\$ (458,656.00)	\$ (478,182.36)
					\$ 19,526.36	610-43-2005 Salaries - Overtime	\$ 1,086.10	To increase budget to correct differences in encumbrances brought over from last fiscal year on approved final budget	\$ 32,000.00	\$ 33,086.10
						610-43-2010 Mileage/ Per Diem	\$ 56.80	To increase budget to correct differences in encumbrances brought over from last fiscal year on approved final budget	\$ 7,800.00	\$ 7,856.80
						610-43-2011 Vehicle Expense	\$ 39.99	To increase budget to correct differences in encumbrances brought over from last fiscal year on approved final budget	\$ 34,500.00	\$ 34,539.99

ITEM NO	Adjustment Type	Fund/DFA Fund	Dept.	From	Amount	To	Amount	Purpose	Approved Budget Balance	Adjusted Budget Balance
						610-43-2020 Supplies	\$ 2,280.48	To increase budget to correct differences in encumbrances brought over from last fiscal year on approved final budget	\$ 3,683.00	\$ 5,963.48
						610-43-2101 Professional/ Contract Services	\$ 6,901.59	To increase budget to correct differences in encumbrances brought over from last fiscal year on approved final budget	\$ 6,696.00	\$ 13,597.59
						610-43-2395 HIDTA - Silver City	\$ 3,192.81	To increase budget to correct differences in encumbrances brought over from last fiscal year on approved final budget	\$ 28,000.00	\$ 31,192.81
						610-43-2396 WNMU Police Dept	\$ 5,968.59	To increase budget to correct differences in encumbrances brought over from last fiscal year on approved final budget	\$ 109,700.00	\$ 115,668.59
Five	Increase	610/21800	Drug Investigation - Operation Stonegarden (ODD)	610/21800	\$ (800,000.00)	610-77-1423 Operation Stonegarden (Revenue)	\$ (800,000.00)	To increase revenue and expense budgets to reflect FFY 17 Operation Stonegarden award and allow for expenditure of funds.	\$ (739,519.34)	\$ (1,539,519.34)
					\$ 800,000.00	610-76-2005 Salaries - Overtime	\$ 239,000.00	To increase revenue and expense budgets to reflect FFY 17 Operation Stonegarden award and allow for expenditure of funds	\$ -	\$ 239,000.00
						610-76-2011 Vehicle Expense	\$ 42,000.00	To increase revenue and expense budgets to reflect FFY 17 Operation Stonegarden award and allow for expenditure of funds	\$ -	\$ 42,000.00
						610-76-2012 Equip/Supplies/ Mtn/Repairs	\$ 15,534.50	To increase revenue and expense budgets to reflect FFY 17 Operation Stonegarden award and allow for expenditure of funds	\$ -	\$ 15,534.50
						610-76-2028 Capital Outlay	\$ 120,000.00	To increase revenue and expense budgets to reflect FFY 17 Operation Stonegarden award and allow for expenditure of funds	\$ -	\$ 120,000.00
						610-76-2060 Match - Medicare 1.45%	\$ 3,465.50	To increase revenue and expense budgets to reflect FFY 17 Operation Stonegarden award and allow for expenditure of funds	\$ -	\$ 3,465.50
						610-76-2101 Professional/ Contract Services	\$ 40,000.00	To increase revenue and expense budgets to reflect FFY 17 Operation Stonegarden award and allow for expenditure of funds	\$ -	\$ 40,000.00
						610-76-2307 Stonegarden - Deming PD	\$ 170,000.00	To increase revenue and expense budgets to reflect FFY 17 Operation Stonegarden award and allow for expenditure of funds	\$ -	\$ 170,000.00
						610-76-2308 Stonegarden - NMSP	\$ 170,000.00	To increase revenue and expense budgets to reflect FFY 17 Operation Stonegarden award and allow for expenditure of funds	\$ -	\$ 170,000.00
Six	Decrease	412/21800	Keep Luna County Beautiful	412/21800	\$ 6,533.00	412-77-1315 NM Clean and Beautiful (Revenue)	\$ 6,533.00	To adjust budget to reflect lower award of funds not known at final budget preparation	\$ (37,000.00)	\$ (30,467.00)
					\$ (6,533.00)	412-00-2315 Grants - NM Beautiful	\$ (6,533.00)	To adjust budget to reflect lower award of funds not known at final budget preparation	\$ 37,000.00	\$ 30,467.00



ITEM NO	Adjustment Type	Fund/DFA Fund	Dept.	From	Amount	To	Amount	Purpose	Approved Budget Balance	Adjusted Budget Balance
Seven	Increase	411/21800	Community Improvements/ Maintenance	411/21800	\$ (16,000.00)	411-77-1467 BLM Weed Grant (Revenue)	\$ (16,000.00)	To increase revenue and expense budgets to reflect BLM Weed Contract Grant award increase and allow for expenditure of funds	\$ (24,000.00)	\$ (40,000.00)
					\$ 16,000.00	411-00-2467 NMSU - BLM Integrated Weed Mgmt Program	\$ 16,000.00	To increase revenue and expense budgets to reflect BLM Weed Contract Grant award increase and allow for expenditure of funds	\$ 24,000.00	\$ 40,000.00
Eight	Increase	401/11000	General Fund - Elections	401/11000	\$ (1,380.09)	401-77-1262 Reimbursements to County (Revenue)	\$ (1,380.09)	To increase revenue and expense budgets to reflect reimbursement from Secretary of State for Primary Election Recount costs and allow for expenditure of funds	\$ -	\$ (1,380.09)
					\$ 1,380.09	401-05-2006 Postage	\$ 67.00	To increase revenue and expense budgets to reflect reimbursement from Secretary of State for Primary Election Recount costs and allow for expenditure of funds	\$ 3,500.00	\$ 3,567.00
						401-05-2030 Precinct Board Judge/Clerk	\$ 1,250.00	To increase revenue and expense budgets to reflect reimbursement from Secretary of State for Primary Election Recount costs and allow for expenditure of funds	\$ 9,000.00	\$ 10,250.00
						401-05-2060 Match - Medicare 1.45%	\$ 18.14	To increase revenue and expense budgets to reflect reimbursement from Secretary of State for Primary Election Recount costs and allow for expenditure of funds.	\$ 130.50	\$ 148.64
						401-05-2064 Match - FICA 6.2%	\$ 44.95	To increase revenue and expense budgets to reflect reimbursement from Secretary of State for Primary Election Recount costs and allow for expenditure of funds.	\$ 558.00	\$ 602.95
Nine	Increase	401/11000	General Fund - Elections	401/11000	\$ (965.38)	401-77-1262 Reimbursements to County (Revenue)	\$ (965.38)	To increase revenue and expense budgets to reflect reimbursement from Secretary of State for Election School Training costs and allow for expenditure of funds.	\$ (1,380.09)	\$ (2,345.47)
					\$ 965.38	401-05-2010 Mileage/Per Diem	\$ 965.38	To increase revenue and expense budgets to reflect reimbursement from Secretary of State for Election School Training costs and allow for expenditure of funds.	\$ 2,000.00	\$ 2,965.38
Ten	Increase	427/22300	DWI - Compliance Monitoring Fees	427/22300	\$ 558.38	427-00-2003 Salaries - Part-Time	\$ 518.70	and benefits from June 2018 that were not projected in final budget preparation	\$ -	\$ 518.70
						427-00-2060 Match -Medicare 1.45%	\$ 7.52	and benefits from June 2018 that were not projected in final budget preparation	\$ 220.11	\$ 227.63
						427-00-2064 Match - FICA 6.2%	\$ 32.16	and benefits from June 2018 that were not projected in final budget preparation	\$ 941.16	\$ 973.32

ITEM NO	Adjustment Type	Fund/DFA Fund	Dept.	From	Amount	To	Amount	Purpose	Approved Budget Balance	Adjusted Budget Balance
					\$ 558.38		\$ 558.38		\$ (1,676,438.66)	\$ (1,675,880.28)

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

Done at Deming New Mexico this **Thursday the 11th day of October, 2018.**

LUNA COUNTY BOARD OF COUNTY COMMISSIONERS

Barbara L Reedy, District 1

Linda M. Smrkovsky, District 2

John S. Sweetser, District 3



ATTEST:

Andrea Rodriguez, Luna County Clerk

Entered By:

Date

Checked By:

Date

**LUNA COUNTY BOARD OF COUNTY  
COMMISSIONERS**

**RESOLUTION NO. 18-45  
Proposed Intra/Inter Department Transfers**

**WHEREAS**, the Luna County Board of County Commissioners 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 Luna County Board of County Commissioners hereby adopts the changes to the County's Fiscal Year 107, July 1, 2018 through June 30, 2019 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 11<sup>th</sup> DAY OF OCTOBER, 2018.**

LUNA COUNTY

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Chairperson

ATTEST:

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Andrea Rodriguez, Luna County Clerk

Be it remembered that at a Regular meeting of the Luna County Board of County Commissioners in Deming NM on the 11th day of October, 2018 the following budget adjustments are proposed and entered of record.

## Budget Resolution Number 18-45

### Proposed Intra/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	609/22600	Adult Detention	609-21-2008 Printing and Publishing	\$4,000.00	\$100.00	609-21-2006 Postage	\$100.00	To clean up line item and allow for spending from prior fiscal year expenses paid in this fiscal year
Two	Transfer	401/11000	General Fund - Commission	401-00-2101 Professional/ Contract Services	\$97,760.37	\$1,000.00	401-00-2009 Office Supplies	\$1,000.00	To pay for office supplies for Commission, Managers, Attorney and Business Office through remainder of fiscal year
Three	Transfer	401/11000	General Fund - Data Processing (IT)	401-09-2027 Office Equipment	\$267,752.39	\$1,000.00	401-09-2009 Office Supplies	\$1,000.00	To allow for spending through remainder of fiscal year
Four	Transfer	401/11000	General Fund - Economic Development	401-58-2012 Equip/Supplies/ Mtn/Repairs	\$450.00	\$100.00	401-58-2007 Telephone	\$30.00	To clean up line item and allow for spending from prior fiscal year expenses paid in this fiscal year
							401-58-2008 Printing and Publishing	\$70.00	To clean up line item and allow for spending from prior fiscal year expenses paid in this fiscal year
Five	Transfer	415/21800	Community Services - JJCS	415-13-2275 Funding - After School Programs	\$21,612.25	\$713.74	415-13-2007 Telephone	\$30.00	To clean up line item and allow for spending from prior fiscal year expenses paid in this fiscal year
							415-13-2020 Supplies	\$683.74	To clean up line item and allow for spending from prior fiscal year expenses paid in this fiscal year
Six	Transfer	610/21800	Drug Investigation - HIDTA	610-43-2396 WNMU Police Dept	\$95,319.45	\$5,968.59	610-43-2041 Confidential Informants	\$5,968.59	To allow for spending through remainder of fiscal year
Seven	Transfer	402/20400	Road Department - Solid Waste	402-40-2002 Salaries - Full-Time	\$50,241.46	\$44.62	402-40-2005 Salaries - Overtime	\$44.62	To clean up negative line item
Eight	Transfer	411/21800	Community Improvements and Maintenance	411		\$8,662.24	401	\$8,662.24	To reimburse General Fund for salary and benefits for Emergency Manager per EMPG17 Grant for third and fourth quarters FY 2018
				411		\$8,775.08	401	\$8,775.08	To reimburse General Fund for salary and benefits for Emergency Manager per EMPG17 Grant for third and fourth quarters FY 2018
					\$537,135.92	\$26,364.27		\$26,364.27	

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

Done at Deming New Mexico this **Thursday the 11th day of October, 2018.**

LUNA COUNTY BOARD OF COUNTY COMMISSIONERS

Barbara L. Reedy, District 1

Linda M. Smrkovsky, District 2

John S. Sweetser, District 3



ATTEST:

Entered By:

Date

Andrea Rodriguez, Luna County Clerk

Checked By:

Date

# APPOINTMENT OF

Deputy

STATE OF NEW MEXICO )

COUNTY OF LUNA ) ss

This is to certify that I have this 4th day of September, 20 18 A.D.

appointed Ricardo S. Huerta as my Deputy in and

for the County of Luna, State of New Mexico, hereby authorizing him to discharge all duties of

said appointment of Deputy, according to the law.

WITNESS MY HAND THIS 4th DAY OF September, 20 18 A.D.



SHERIFF, LUNA COUNTY NM

## OATH OF OFFICE

STATE OF NEW MEXICO )

COUNTY OF LUNA ) ss

I, RICHARD HUERTA, having received the above appointment

as SCHOOL RESOURCE OFFICER 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 OF APPOINTEE

STATE OF NEW MEXICO

COUNTY OF LUNA

Subscribed and sworn before me by Kelly Gamaway  
Sheriff and Ricardo Huerta appointee  
This 4th day of September, 20 18.



NOTARY

My Commission Expires 03-03-2019

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_ A.D., by the Board of County Commissioners,  
Luna County, New Mexico.

\_\_\_\_\_  
CHAIRMAN, BOARD OF LUNA COUNTY COMMISSIONERS

APPOINTMENT OF Deputy Sheriff  
STATE OF NEW MEXICO )  
COUNTY OF LUNA ) ss

This is to certify that I have this 13 day of Aug, 20 18  
A.D. appointed Kris Seats as  
my Deputy Sheriff in and for the County of Luna, State of New  
Mexico, hereby authorizing him to discharge all duties of said appointment  
of Deputy Sheriff, according to the law.

WITNESS MY HAND THIS 13 DAY OF Aug, 20 18 A.D.

Kelly Gannaway  
SHERIFF, LUNA COUNTY NEW MEXICO

### OATH OF OFFICE

STATE OF NEW MEXICO )  
COUNTY OF LUNA ) ss

I, Kris Seats, 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.

K S  
SIGNATURE OF APPOINTEE

STATE OF NEW MEXICO  
COUNTY OF LUNA

Subscribed and sworn before me by Kelly Gannaway,  
Sheriff and Kristopher Seats appointee.  
This 13th day of August, 20 18.

F. Est  
NOTARY  
My Commission Expires 03-03-2019

Approved this \_\_\_\_\_ day of \_\_\_\_\_ 20 \_\_\_\_\_ A.D., by the Board of County Commissioners,  
Luna County, New Mexico.

\_\_\_\_\_  
CHAIRMAN, BOARD OF LUNA COUNTY COMMISSIONERS