

Be it remembered that at the Special Meeting of the Board of County Commissioners of Luna County in Deming New Mexico, on the 24th day of October 2022, the following proceedings were had and entered of record.

RESOLUTION # 22-82

A DECLARATION OF EMERGENCY BY THE BOARD OF COUNTY COMMISSIONERS OF LUNA COUNTY RELATED TO HAZARDOUS FLOODING CAUSED BY SUBSTANTIAL HEAVY RAINS IN AND AROUND LUNA COUNTY

WHEREAS, pursuant to NMSA 1978, Section 4-37-1, the Board of County Commissioners has powers necessary and proper to provide for the safety, preserve the health, promote the prosperity and improve the morals, order, comfort and convenience of this county and its inhabitants; and,

WHEREAS, Luna County has suffered severe damage caused by hazardous flooding due to substantial and enduring rainfall on or about August 22nd, 2022 and extending through October 16th, 2022; and,

WHEREAS, extensive damage was caused to multiple areas around the unincorporated areas of Luna County to include state and county roads; cattle guards, culverts, and public drainage systems; riverbanks, diversion dams, and other water mitigation structures causing substantial risk to public and private properties, and restricting access to food and water and other necessary basic county services; and,

WHEREAS, this incident has resulted in undue human suffering and hardship and threatens the safety, health, welfare, and well-being of the citizens and local economy of Luna County; and,

WHEREAS, all locally available public and private resources available to mitigate and alleviate the effects of this disaster have been insufficient to meet the needs of the situation, make repairs, and protect the public safety;

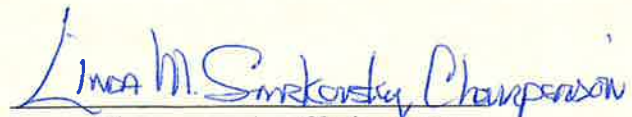
NOW, THEREFORE, the Board of County Commissioners of Luna County, New Mexico, by virtue of the authority provided by NMSA 1978, Section 4-37-1, and by the New Mexico Civil Emergency Preparedness Act, NMSA 1978, Sections 12-10-01 to 12-20-11, do hereby declare Luna County to be under a state of emergency, and issues the following declaration:

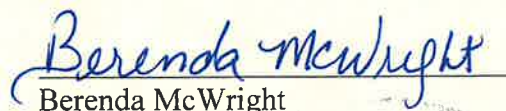
- 1) A state of emergency exists in Luna County requiring the Board to exercise its lawful and necessary emergency powers for expending local resources; requesting immediate financial aid and material assistance that may be available from the State of New Mexico to mitigate the risks of hazardous flooding and the inherent threats to life and property.
- 2) The Board also authorizes the County Manager and his designees to do all things necessary or required to assist in the mitigation of the emergency conditions caused by the substantial rainfall and hazardous flood conditions.

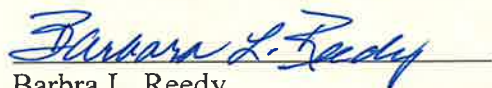
APPROVED AND ADOPTED THIS 24TH DAY OF OCTOBER, 2022.

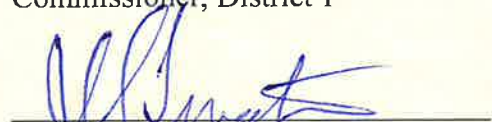
BOARD OF COUNTY COMMISSIONERS
LUNA COUNTY, STATE OF NEW MEXICO

ATTEST:


Linda M. Smrkovsky, Chairperson
Commissioner, District 2


Berenda McWright
County Clerk


Barbra L. Reedy
Commissioner, District 1


John S. Sweetser
Commissioner, District 3

