

CIBOLA COUNTY
BOARD OF COUNTY COMMISSIONERS
RESOLUTION NO. 2020-32

**AMENDING THE 2019 POLLING PLACE RESOLUTION 2019-40 FOR THE 2020 PRIMARY
ELECTION AND PRESIDENTIAL PRIMARY ELECTION**

WHEREAS, the Cibola County Board of County Commissioners met upon notice of a meeting duly published at the Cibola County Administration Building, 700 East Roosevelt Avenue, Suite 50, Grants, New Mexico 87020 on April 23, 2020 at 5:00 pm as required by law; and,

WHEREAS, this matter is an emergency in that it is a situation caused directly by the COVID-19 disease that has been declared a national, state, and local emergency. Further, the District Court must approve the changes in time for the publication of the Notice of Election on May 12, 2020. This issue, if not addressed immediately by the public body, will likely result in injury or damage to persons or property or substantial financial loss to the public body.

WHEREAS, on the 10th day of June, 2019, pursuant to the New Mexico Statutes Annotated 1978, Section 1-3-2 (2019), in Resolution 2019-40, the Board of County Commissioners designated the location of election day polling places in the county for the conduct of any statewide election conducted in calendar years 2020 and 2021; and,

WHEREAS, on April 16, 2020, in cause No S-1-SC-38228 the New Mexico Supreme Court ordered that a "writ of mandamus shall issue directing the Secretary of State and County Clerks of New Mexico to mail an application for an absentee ballot to every major party registered voter in New Mexico who has not already submitted an absentee ballot application for the 2020 primary election and conduct in-person voting for the upcoming primary election, whether on election day or during early voting, in compliance with the Election Code and all applicable Executive Orders and Public Health Orders issued by the Governor of New Mexico and Secretary of the New Mexico Department of Health;" and,

WHEREAS, pursuant to the Order and due to the contagion of the SARS-CoV-2 virus and the very real potential for poll workers and voters to contract the COVID-19 disease through the in-person voting process absentee ballot applications are being sent to all registered members of the three major political parties; and,

WHEREAS, because all eligible voters are being encouraged to vote by mail and to reduce the number of needed poll workers, for the June 2nd, 2020 Primary Election and Presidential Primary



Election the number of election-day polling places should be reduced to the minimum required by law; and,

WHEREAS, pursuant to:

Section 1-3-4(B)(3): "each voter convenience center shall be a consolidated precinct composed of no more than ten precincts;" *and*

Section 1-1-12(B): "... in a statewide election, references to "precincts" in the voting process shall be applicable to consolidated precincts.";

Section 1-3-5(B): "... No precinct shall be created, divided, abolished or combined or the boundaries adjusted less than four months prior to a statewide election, except by order of the district court."; *and*

Section 1-11-1: "The county clerk shall, at least twenty-one days prior to a statewide election, give notice of the election."

NOW, THEREFORE, BE IT RESOLVED that the Board of County Commissioners amends the 2019 Polling Place Resolution only for purposes of the June 2nd, 2020 Primary Election and Presidential Primary Election and designates the following election day polling locations for the 2020 Primary Election and Presidential Primary Election, as follows:

Precinct Name/Voting Convenience Centers Location & Address Precincts Allowed to Vote

VCC Site 2	New Cibola County Complex	700 E. Roosevelt Ste. 50 Grants NM 87020	5, 8-17, 19, 26-29
VCC Site 3	Milan Parks & Recreation	407 Airport Rd. Milan, NM 87021	5, 8-17, 19, 26-29
VCC Site 6	Laguna Tribal Building	22 Capital Drive Laguna, NM 87026	5, 8-17, 19-29
Voting Location 1	Fence Lake Community Center	2125 Hwy 36 Fence Lake NM 87315	1
Voting Location 2	Seboyeta Elementary School	State Rd. 279 Seboyeta, NM 87014	2
Voting Location 3	San Mateo Fire Station	110 San Mateo Main St. San Mateo NM 87020	3
Voting Location 4	Bluewater Senior Cntr	5 Pinon St. Bluewater, NM 87005	4
Voting Location 6	Bluewater Acres Fire Station	9 Cod Dr. Thoreau, NM 87323	6



Voting Location 7 San Rafael Elementary School	27 Mesa View St. San Rafael, NM 87051	7
Voting Location 18 Cubero Elementary School	100 Main St. Cubero, NM 87014	18

NOW, THEREFORE, BE IT FURTHER RESOLVED that the New Cibola County Complex will be open for Early Voting and the Laguna Tribal Building will be open for Early Voting on May 16, 2020 from 8:00 AM – 4:00 PM.

NOW, THEREFORE, BE IT FURTHER RESOLVED that following adoption of this *Resolution* by the Board of County Commissioners, the County Attorneys are hereby authorized to seek approval of the District Court of the new consolidated precincts, adjusted consolidated precincts, or abolished precincts or consolidated precincts for purposes of the voting process in the 2020 Primary Election and Presidential Primary Election only.

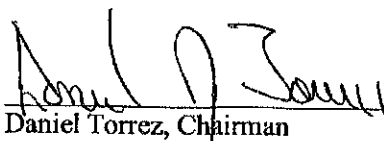
NOW, THEREFORE, BE IT FURTHER RESOLVED that the County Clerk shall include the amended polling locations provided for in this *Resolution* in the *Notice of Election* that is posted no later than Tuesday, May 12, 2020.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the County Clerk shall forward a copy of this *Resolution* to the Secretary of State and inform the Secretary of State when the District Court has approved the amended polling locations provided for in this *Resolution*.

NOW, THEREFORE, BE IT FURTHER RESOLVED that this matter is an emergency pursuant to NMSA 1978, Section 10-15-1(F).

PASSED, APPROVED, and ADOPTED this _____ day of May 2020.

BOARD OF COUNTY COMMISSIONERS


 Daniel Torrez, Chairman


 Robert Windhorst, Vice Chair



Voted Yes telephonically
Martha Garcia, Second Vice-Chair

ABSTAINED

Ralph Lucero, Member

Voted Yes telephonically
Christine Lowery, Member

ATTEST:

Michelle E. Dominguez
Michelle Dominguez
County Clerk

