

COUNTY OF LINCOLN
New Mexico
Regular Meeting
Board of County Commissioners

Todd Proctor, Chairman
Jon Crunk, District 3
Samantha Serna, Member
Mark Fischer, Member
Vacant, District 4

Walter Hill, Assessor
Shannan Hemphill, Clerk
Rhonda Burrows, Probate Judge
Michael Wood, Sheriff
Sherrie Huddleston, Treasurer

Ira Pearson, County Manager

AGENDA

Commission Chambers in Carrizozo, New Mexico and ZOOM
Tuesday, February 21, 2023 @ 8:30 A.M.

Join Zoom Meeting

<https://us02web.zoom.us/j/86507290687?pwd=aXd5UTNQSIhLRWYwVjB3MXhrZGxET09>

Meeting ID: 865 0729 0687

Passcode: 539343

One tap mobile

+12532158782

1. Call to Order
2. Roll Call
3. Invocation
4. Pledge of Allegiance
 - a. Pledge – U.S. A. Flag
 - b. Salute – N.M. Flag (“I salute the flag of the State of New Mexico, the Zia Symbol of perfect friendship among united cultures”)
5. Approval of Agenda
6. Approval of Minutes:
 - a. January 17, 2023, Regular Commission Meeting
7. Approval of Consent Agenda
 - a. Payroll/Accounts Payable/Budget/ Expenditures
 - b. Treasurer’s Financial Report for the Month ending January 31, 2023
 - c. Approval of Resolution 2023-37: Disposition of County Inventory and Capital Assets
 - d. Approval to Purchase Command Truck for the Lincoln County Office of Emergency Services, Utilizing Fire Protection Fund Monies in the Amount of \$58,584
8. Board of Finance – Lincoln County Treasurer, Sherrie Huddleston
9. Approval of Budget Adjustment FY 22/23 by Resolution 2023-38

PLEASE NOTE: ALL SUBJECTS LISTED ON THIS AGENDA ARE TO BE CONSIDERED ACTION ITEMS BY THE BOARD OF COUNTY COMMISSIONERS UNLESS OTHERWISE INDICATED.

10. Forest, Land & Natural Resources Matters:
 - a. Smokey Bear Ranger District
 - b. Lincoln County/NMSU Extension Services
 - c. South Central Mountain RC & D
 - d. Upper Hondo Soil & Water Conservation District
 - e. Land and Natural Resources Advisory Committee-LANRAC

11. **9:30 A.M.:** PUBLIC COMMENT AND OTHER BUSINESS FROM COUNTY OFFICIALS (Items are for discussion only – no action will be taken)

12. Lincoln County Detention Center Update – and Introduction of New Warden

13. Lincoln County Medical Center Update-Todd Oberheu

14. Approval of Resolution 2023-39 a Resolution Acknowledging and Accepting FY 2022 Audit for Lincoln County – Presentation/Discussion by Daniel Trujillo-Kubiak Melton & Associates, LLC

15. Pattern Energy / SunZia Wind
 - a. 2020 Mesa Canyons Wind, LLC, IRB: First Amendment to Indenture Agreements, and Second Amendment to Lease Agreement
 - b. Variance Request for Pattern SC Holdings LLC, Ancho Wind LLC, Cowboy Mesa LLC, and Mesa Canyons Wind, LLC (collectively the “SunZia Wind South Project”), Lincoln County WECS

16. Lincoln County Fairgrounds
 - a. Fair Board Presentation / Update
 - b. Fairground Projects – Update

17. Lincoln County Road Department
 - a. Consideration and Approval of Wheel Loader Lease
 - b. Approval to Sign Two (2) Governmental Entity Resolutions to Lease, Purchase and/or Finance Two (2) Motor Graders from CAT Financial

18. Manager’s Report

19. Approval to Issue Requests for Proposal (RFPs) and/or Invitation for Bid (IFB):
 - a. On-Call Electrical Contractor
 - b. Carrizozo Courthouse Complex Courtyard Renovation

20. Lincoln County Solid Waste
 - a. Consideration of Administrative Appeal of Solid Waste Lien and Habitable Designation of Customer #2878 – Richard Purcella and Frances Martinez
 - b. Consideration and Approval of Slash, Debris Removal Quote from Sierra Contracting in the Amount of \$2,999.71
 - c. Approval to File Solid Waste Liens:
 - i. Harlan H.R. Blake and Mary L. Melancon - **\$463.14**
 - ii. Steve Dyer - **\$1,079.64**

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- iii. Kenneth B. Ellard - **\$617.52**
- iv. Jennifer Lin Garcia and Kenneth B. Ellard - **\$816.68**
- v. Steven Dean Hutson - **\$991.56**
- vi. Irene Lueras or Fred Lueras - **\$1,141.18**
- vii. Gerardo Medina - **\$2,060.82**
- viii. B. Craig Newkirk - **\$1,372.34**
- ix. Luis Polaco and Ernestina Polaco - **\$1,197.72**
- x. Thomas J. Pollock - **\$715.40**
- xi. Crystal I. Tivis - **\$1,440.04**

21. Lodger's Tax Funding:

- a. Lodger's Tax Funding Request Procedure Update
- b. Approval of Lodger's Tax Funding Requests
 - i. Event: Lincoln County Art Loop
Amount Requested: \$5,000
Date (s) of Event: 6/30/2023-7/2/2023
Presenter: Lynn Eckman
 - ii. Event: Alto Artist Tour
Amount Requested: \$5,000.00
Date(s) of Event(s): August 4-6, 2023
Presenter: Lynn Eckman
 - iii. Event: Aim High
Amount Requested: \$11,000.00
Date(s) of Event(s): 6/30/2023-7/1/2023
Presenter: Rhonda Vincent
 - iv. Event: Flying J Chuckwagon Dinner & Show
Amount Requested: \$9,000.00
Date(s) of Event(s): 5/27/2023-9/4/2023
Presenter: James Hobbs – President of Flying J

22. Appointment of Alternate to the Board of Registration – County Clerk, Shannan Hemphill

23. Lincoln County Finance

- a. Discussion and Direction Regarding Lincoln County Procurement Process and Financial Obligations
- b. Consideration and Approval of Pro-Vision Invoice in the Amount of \$27,300.00

24. Consideration and Approval of the State of New Mexico Department of Finance and Administration Fund 89200 Capital Appropriation Project in the amount of \$250,000 to plan, design, construct, purchase and install improvements, including for accessibility compliance, to the county fairgrounds and rodeo arena in Capitan in Lincoln County

25. Discussion and Direction on Congressionally Directed Spending (CDS) Funding from the Office of Senator Lujan
26. Discussion and Direction Regarding Sheriff's Deputy Sergeant's Schedules and Benefits
27. Discussion and Direction Regarding County of Lincoln Cell Phone Policy and Procedure
28. American Rescue Plan Act (ARPA) / Local Assistance and Tribal Consistency Fund (LATCF) Allocation
29. Review, Discussion and Direction of All Lincoln County Ordinances
30. Authorization to Schedule Public Hearing to Consider Other Outdated or New Lincoln County Ordinances
31. Lincoln County Executive Session Pursuant to the Open Meetings Act: Discussion of All Threatened and/or Pending Litigation, Section 10-15-1, Subparagraph (H)(7); Discussion of the Purchase Acquisition or Disposal of Real Property or Water Rights by the Public Body, Section 10-15-1, Subparagraph (H)(8); and Limited Personnel Matters, Section 10-15-1, Subparagraph (H)(2)
32. Signing of Official Documents
33. Next meetings:
 - a. Wednesday, March 1, 2023, Special Commission Meeting
 - b. Tuesday, March 21, 2023, Regular Commission Meeting
34. Adjourn