

COUNTY OF LINCOLN

Todd F Proctor, Chairman
Jon F Crunk, Vice-Chairman
Samantha J Serna, Member
Pierre S Pfeffer, Member
Mark G Fischer, Member



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

Ira Pearson, County Manager

AGENDA

Board of County Commissioners – Regular Meeting

May 16, 2023 @ 8:30am - Commission Chambers in Carrizozo, New Mexico and ZOOM

<https://us02web.zoom.us/j/86507290687?pwd=aXd5UTNQSiRLRWYwVjB3MXhrZGxEUT09>

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. April 18, 2023, Regular Commission Meeting
7. Approval of Consent Agenda
 - a. Payroll/Accounts Payable/Budget/ Expenditures
 - b. Treasurer’s Financial Report for the Month Ending April 30, 2023
 - c. Upper Hondo Soil & Water Conservation District Mill Levy Rate
 - d. Guadalupe Soil & Water Conservation District Mill Levy Rate
 - e. Claunch-Pinto Soil & Water Conservation District Mill Levy Rate
 - f. Chaves Soil & Water Conservation District Mill Levy Rate
 - g. Appointment of Billy Roberts to the Lincoln Historic Preservation Board
 - h. Approval of Public Celebration Permit – Noisy Water Winery
 - i. Approval of Retaining RBC Capital Markets, LLC as the Municipal Advisor
 - j. Approval or Disapproval of Safety Net Care Pool & Indigent Health Care Claims
 - k. Approval of Resolution 2023-54, Policy for the Acceptance of Debit/Credit Cards or Electronic Means for Payment of Utilities and Related Services

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

Tuesday, May 16, 2023

Page 1

- l. Approval of Resolution 2023-56, Resolution Setting a Deadline for the Timely Submission of Requests by Special Districts Located Within the County of Lincoln for Mill Levy Funding
 - m. Approval of Resolution 2023-57: Liquor License Fees
 - n. Approval of Memorial Day Proclamation – Monday, May 29, 2023
8. Board of Finance – Lincoln County Treasurer, Sherrie Huddleston
 9. Approval of Budget Adjustment FY 22/23 by Resolution 2023-52
 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. **10:00 A.M:** Public Hearings/Budget Hearing (immediately following Public Hearing):
 - a. Amendments/Revisions to Ordinance No. 2020-04 an Ordinance Providing for the Efficient and Sanitary Collection of Solid Waste in Lincoln County; Providing for Mandatory Disposal and Assessment of Fees; Providing a Penalty for Violation of the Ordinance; Repealing Ordinance 2017-07
 - b. Ordinance No. 2020-04 Page 4, Paragraphs D, E and F as it Relates to Revising the Current Established Fees
 - c. Amendments/Revisions to Ordinance No. 2022-01 an Ordinance Providing for an Efficient and Fair Method of Enforcing the Ordinances of Lincoln County; Establishing the Position of Ordinance Enforcement Officer Under the Supervision of the Public Works Department; Authorizing the Ordinance Enforcement Officer to Enforce the Provisions of Lincoln County Ordinances; Designating Authority and Procedures for Ordinance Enforcement Officers; Providing for the Severability of Parts Hereof; Repealing Ordinance 2022-01 and Any Other Ordinances in Conflict Herewith; and Providing an Effective Date
 - d. Adoption of the Preliminary Budget by Resolution 2023-53 Fiscal Year 2023-2024
 13. Lincoln County Detention Center Update – Warden, Ross Castleton
 14. Lincoln County Medical Center Update – Todd Oberheu
 15. Lincoln County Assessor, Walter Hill:
 - a. Discussion and Direction Regarding SB 324, Increasing the Amount of Additional Compensation a County May Provide to Assessors and Certain Certified Employees in Appraisal Offices.
 - b. Consideration of a Variance/Exception from Resolution 2021-41, PER DIEM AND MILEAGE POLICY, Section 3. D.5.
 16. Lincoln County Office of Emergency Services:
 - a. Updates on Structure and Wildfires in Lincoln County

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

- b. Outside Agency/County Cooperation and Command Structure During Fire Events
- c. Approval of Resolution 2023-55, Declaration of Fire Danger Emergency
- d. Consideration of the Sub-Grant Agreement Between the Department of Homeland Security and Emergency Management and the County of Lincoln

17. Canvass Capitan Schools Special Election, Lincoln County Clerk, Shannan Hemphill

18. Lincoln County Public Works:

- a. Approval to Issue Request for Proposal – Solid Waste Services
- b. Approval to Adjust Invalid Solid Waste Charges with Manager Oversight
- c. Alarm Permit Violation:
 - 1. Approval of the Release of Liens – Charles Welch
 - 2. Approval of Claim of Lien in the amount of \$2,000 – Charles Welch
- d. Consideration and Approval of Gate Repair – Sonterra Compactor Site

19. Economic Development

- a. Local Economic Development Act (LEDA) Introduction
- b. U.S. Economic Development Administration Funding Opportunities – Discussion and Direction

20. Award of Electrical On-Call Services for the County of Lincoln RFP #22-23-5

21. Manager’s Report

22. Approval of Lodger’s Tax Funding Requests:

| | |
|---|--|
| a. Event: Christmas Jubilee Amount Requested: \$3,000.00 Date(s) of Event(s): Nov. 10-12, 2023 Presenter: Pam Dutton | h. Event: Summer Concert Series #12 Bruno Tribute Amount Request: \$2,000.00 Date(s) of Event(s): August 14 & 15, 2023 Presenter: Matt Ingram |
| b. Event: Smokey Bear Stampede Amount Requested: \$40,000.00 Date(s) of Event (s): July 1-4, 2023 Presenter: Renee Montes | i. Event: Summer Concert Series #13 Little Joe Amount Request: \$2,000.00 Date(s) of Event(s): August 18 & 19, 2023 Presenter: Matt Ingram |
| c. Event: White Oaks Miners’ Day Amount Requested: \$5,465.00 Date(s) of Event(s): August 19, 2023 Presenter: Susan Gerke | j. Event: Summer Concert Series #14 Depeche Mode Amount Request: \$2,000.00 Date(s) of Event(s): August 25 & 26, 2023 Presenter: Matt Ingram |
| d. Event: Summer Concert Series #8 Pat Green Amount Requested: \$2,000.00 Date(s) of Event(s): July 14 & 15, 2023 Presenter: Matt Ingram | k. Event: Cowboy Festival Amount Request: \$10,000.00 Date(s) of Event(s): September 29 & 30, 2023 Presenter: Matt Ingram |
| e. Event: Summer Concert Series #9 Randall King Amount Request: \$2,000.00 Date(s) of Event(s): July 21 & 22, 2023 | l. Event: Old Lincoln Days/Marketing Plan Amount Request: \$18,600.00 Date(s) of Event(s): August 4-6, 2023 |

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

| | |
|--|--|
| Presenter: Matt Ingram | Presenter: Tim Roberts |
| f. Event: Summer Concert Series #10 WAR Amount Request: \$2,000.00 Date(s) of Event(s): July 28 & 29, 2023 Presenter: Matt Ingram | m. Event: Old Lincoln Days/Marketing Plan Amount Request: \$19,600.00 Date(s) of Event(s): July 15 & 16 and August 4-6, 2023 Presenter: Tim Roberts |
| g. Event: Summer Concert Series #11 Anything Selena/Bobby Pulido Amount Request: \$2,000.00 Date(s) of Event(s): August 4 & 5, 2023 Presenter: Matt Ingram | |

23. Consideration and Approval to Enter into an Agreement with Desert West, LLC for Services Approved by Resolution No. 2023-21 – Participation in Transportation Project Fund Program Administered by the NM DOT
24. 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); Limited Personnel Matters, Section 10-15-1, Subparagraph (H)(2); and Collective Bargaining Negotiations, Section 10-15-1, Subparagraph (H)(F)
25. Discussion and Direction Regarding Leasing the Small House Located on the Fairgrounds Property in Capitan, NM
26. Authorization to Schedule Public Hearing to Consider Other Outdated or New Lincoln County Ordinances
27. Signing of Official Documents
28. Next meetings:
 - a. June 13, 2023, Special Meeting Canvass Village of Capitan Election
 - b. June 20, 2023, Regular Commission Meeting
29. Adjourn