

# COUNTY OF LINCOLN

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



Ira Pearson, County Manager

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

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## AGENDA

### Board of County Commissioners – Regular Meeting

August 22, 2023 @ 8:30am - Commission Chambers in Carrizozo, New Mexico and ZOOM

<https://us02web.zoom.us/j/84175599535?pwd=bXlTR0hldFRrVkpXQ3ZGZkk0dWpGdz09>

Meeting ID: 841 7559 9535

Passcode: 667314

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. July 6, 2023, Special Commission Meeting
  - b. July 18, 2023, Regular Commission Meeting
  - c. July 28, 2023, Special Commission Meeting
7. Approval of Consent Agenda
  - a. Payroll/Accounts Payable/Budget/ Expenditures
  - b. Treasurer’s Financial Report for the Month ending July 31, 2023
  - c. Approval of Road Project Agreement No. 23-RO-1103033-258 Between the County of Lincoln and the USDA, Forest Service, Cibola National Forest and National Grasslands
  - d. Approval of Resolution 2024-09 – Approval of Disposition of Surplus Inventory

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Tuesday, August 22, 2023

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- e. Approval of Safety Net Care Pool & Indigent Health Care Claims
- f. Approval of Resolution 2024-11 a Resolution to Continue as an Active Member of the Southeastern New Mexico Economic Development District / COG
- g. Approval of the Membership Agreement between the Southeastern New Mexico Economic Development District / COG and the County of Lincoln
- h. Approval of the Addendum to the Lincoln County Community Wildfire Protection Plan
- i. Approval of the County of Lincoln Drug and Alcohol Policy for DOT Safety Sensitive Employees Subject to Federal Drug and Alcohol Testing
- j. Approval of Memorandum of Understanding Between Lincoln County and Otero County Electric Coop Buck Mountain Tower Site (Tower or Tower premises)
- k. Approval to Release and Refile Solid Waste Liens:
  - Liens to be released and refiled:
    1. Delores Herrera - **\$2,523.99**
    2. Leopoldo G. Herrera or Emma Jean Herrera - **\$2,574.57**
    3. Randy W. Horst - **\$2,052.00**
    4. Cheryl Huband - **\$2,138.46**
    5. Helene O. Kobelnyk - **\$2,506.34**
    6. Helene Kobelnyk - **\$2,506.34**
    7. Cynthia A. Lanmon - **\$2,355.23**
    8. Douglas E. Larue - **\$2,624.95**
    9. Manuel R. Lopez - **\$2,142.74**
    10. Yovanne Lucero and Crystal Lucero - **\$2,256.15**
    11. Keith Alan McDaniel and Keri Sue McDaniel - **\$2,404.55**
    12. Bonnie McEuen - **\$2,523.86**
    13. Diane K. Medcalf - **\$2,613.91**
    14. Jesus Medina (Land# 1007379) Sandra Medina & Ricardo Almanza (MH# 252481) - **\$2,649.40**
    15. Jesus Medina Jr. & Rosa Medina (Land# 252292) (MH# 252291) - **\$2,649.40**

Total: \$36,521.89

Liens to be filed:

16. Jesus Medina (Land# 1007379) (MH# 1003398) - **\$2,202.36**
  17. Craig Wilguess and Eleanor Wilguess (Land# 294575) (MH# 330209) - **\$672.32**
  18. Pete M. Salas Jr. and Nancy J. Sanchez (Land# 251575) Julio & Irma Martinez (MH# 258669) - **\$701.58**
  19. Jack R. Valentine (Land# 267475) Rudy A. & Jennifer D. Chavez (MH# 311829) - **\$701.58**
  20. John R. Clark and Wanda E. Clark - **\$733.86**
- Total: \$5,011.69
- Total amount filing: \$41,533.59**

8. County of Lincoln Budget

- a. Approval of Budget Adjustment for FY 23/24 by Resolution 2024-08

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- b. Discussion and Consideration of County Employee Pay Plan
  - c. Approval of Bargaining Agreement Between the County of Lincoln and the Lincoln County Deputy Sheriff's Association
  - d. Discussion and Consideration of the Sheriff's Civil Service Software Program
  - e. Consideration of Unfunded Departmental Requests
9. Colonias in Lincoln County
- a. Approval of Resolution No. 2023-12 - A Resolution Authorizing Acceptance of Colonias Infrastructure Fund (CIF) Project No. 6131-CIF Funding Offer; Roads/Drainage Infrastructure Palo Verde Slope Subdivision Roadway Project from The New Mexico Finance Authority.
  - b. Resolution 2024-10 - a Resolution Designating Enchanted Forest Mutual Domestic Water Consumers Association as a Colonia
10. Discussion, Consideration and Direction Regarding Appropriation No. 23-ZH9241 in the Amount of \$100,000 to contract for youth mentoring and positive active programming in Lincoln County
11. 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. LANRAC
12. **9:30 A.M.:** PUBLIC COMMENT AND OTHER BUSINESS FROM COUNTY OFFICIALS (Items are for discussion only – no action will be taken)
13. **10:00 AM PUBLIC HEARING:**
- Ordinance No. 2024-01: Solid Waste Collection, Disposal and Fees Ordinance of the County of Lincoln, New Mexico - an Ordinance Repealing Lincoln County Ordinances 2016-02 and 2020-04 and Enacting an Ordinance Which Regulates Acceptable and Unacceptable Waste in Lincoln County, and Providing for Efficient and Sanitary Collection of Waste, Providing for Mandatory Disposal and Assessment of Fees, Providing a Penalty for Violation of this Ordinance, Repealing Ordinances in Conflict; Providing for the Severability of Parts Hereof; and Providing an Effective Date
14. Lincoln County Medical Center Update – Todd Oberheu
15. Lincoln County Detention Center
- a. Update – Ross Castleton, Warden

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- b. Consideration of Setting Bed Rates, Per-Hour Fees, Mileage Charges, Annual Increases and Approving the Performance Work Statement for the Bureau of Indian Affairs (BIA), Office of Justice Services
16. County Manager
- a. Report / Update
  - b. Approval to Allow Manager to Utilize County Laptop and Software Until a New Manager is actively Working - With No Compensation
  - c. Designation of New Opioid Settlement Authorized Signatory
  - d. Discussion and Direction Regarding Biscuit Hill Dumpster Locations
17. On-Call Engineers, Wilson & Co.
- a. Approval of Construction Contract Award to MP Chavez Enterprises Inc. for the Nogal Fire Station Water Storage System Rebid in the Amount of \$317,412.61
  - b. Approval of Resolution No. 2024-13 - a Resolution by the Board of County Commissioners, the Governing Body of Lincoln County, New Mexico, Whereby the Board of County Commissioners Authorizes and Approves the Submission of a Completed Application for Financial Assistance and Project Approval to the New Mexico Finance Authority for the Water Trust Board
18. Discussion, Consideration and Direction Regarding the NACO Request of Voluntary Contributions, Equivalent to 1% of the LATCF Funding Each County Received Over the Two-Year Period, as a One-Time Endowment to Establish the Public Lands Resource Center.
19. Approval to Issue a Request for Proposals (RFP) for Independent Contractor Services for Misdemeanor Compliance Program.
20. Avalon Forest Subdivision Development Agreement Update – Don Murphy
21. Discuss and Develop Strategies That Promote Effective Communication Between Elected Officials and Established Employee Complaint Procedures, Fostering a Transparent and Accountable Work Environment.
22. Authorization to Schedule Public Hearing to Consider Other Outdated or New Lincoln County Ordinances:
- a. Noisy Water Winery Local Economic Development Act (LEDA) Project Ordinance
23. 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

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Matters; Section 10-15-1, Subparagraph (H)(2)

24. Authorization to Utilize Electronic/Stamp Signature for the FY 23/24 Fiscal Year for Agenda Items Only

25. Signing of Official Documents

26. Next meetings:

- a. September 7, 2023 - Special Meeting to Impose Property Tax Rates (Subject to Change)
- b. September 19, 2023 – Regular Meeting

27. Adjourn