

COUNTY OF LINCOLN

New Mexico Special Meeting Board of County Commissioners

Preston Stone, Chair
Dallas Draper, Vice Chair

Thomas F. Stewart, Member
Elaine Allen, Member
Lynn Willard, Member

Minutes Tuesday, March 13, 2018

Minutes of the Special Meeting of the Lincoln County Commission held on March 13, 2018 at 12:00 PM in the County Commission Chambers, Lincoln County Courthouse, in Carrizozo, New Mexico.

1. Call to Order

Chair Stone called the Special Meeting of the Board of County Commissioners to order at 11:58 PM.

2. Roll Call

Roll Call.

Present: Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Draper telephonically, Commissioner Willard.

Present: Others present included Nita Taylor, County Manager; Alan Morel, County Attorney; and Rhonda Burrows, Clerk.

3. Invocation

The invocation was presented by Chair Stone.

4. Pledge of Allegiance

- a. Pledge – US Flag
- b. Salute – NM Flag

5. Approval of Agenda

Motion: Acceptance of the Agenda and authorized the Chair to move items as necessary,

Action: Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

Vote: Motion carried by unanimous vote (summary: Yes = 5).

Yes: Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Draper, Commissioner Willard.

6. 2018/2019 Local Government Road Fund Projects CAP/ COOP/School Bus Programs

Ms. Taylor presented the Road Department's proposal to request CAP/Coop/School Bus funding for final approval. Ms. Taylor reminded of discussion during the February Regular Meeting and prior recommendation to target funding for repairs to Paso Monte Loop. Ms. Taylor stated the total cost of projects submitted was \$398,340 and anticipated \$298,755 in State funding with a required County match of \$99,585.

Commissioner Willard questioned if Paso Monte Loop was identified within the Road Department's five year road plan.

Jeff Honeycutt, Road Superintendent stated Paso Monte Loop was identified as a road in need of repair during his evaluation of all Lincoln County roads for development of a five year plan.

Motion: Approve the recommended projects for the Local Government Fund, **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

Vote: Motion carried by unanimous vote (summary: Yes = 5).

Yes: Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Draper, Commissioner Willard.

7. Status of RFP 17-18-002 Lincoln County Medical Center Replacement Hospital Project

Ms. Taylor reminded the RFP (Request for Proposal) 17-19-02 for construction of a new hospital was issued on January 26, 2018 with an initial response due date of February 28, 2018. Ms. Taylor stated the proposal due date was extended until March 7, 2018 to provide offerors additional time to finalize proposals after the issuance of four addendums and the provision of responses to formal questions posed. Ms. Taylor informed the RFP was issued under the NM State Purchasing Division Best Value Procurement Guide which provides a method to evaluate various factors of an RFP response in addition to the cost or price bid components.

Ms. Taylor stated the formal Evaluation Committee consisted of six members including herself and Commissioner Stewart. Ms. Taylor stated after evaluating and scoring the proposals received the Evaluation Committee reached a consensus on an offeror as the apparent low bidder. Ms. Taylor informed the low bid identified was higher than budgeted project funds. Ms. Taylor stated under this circumstance State Procurement Code Regulation 1.4.1.24.F provided an opportunity for Lincoln County to negotiate with the low bid offeror for a lower total bid if the lowest bid was not more than ten percent over the project budget. Ms. Taylor stated as the low bid did not exceed the ten percent limit, she was requesting permission to enter into negotiation with the lowest bidder prior to the formal award of the RFP.

Commissioner Stewart discussed the evaluation process and noted the selection was unanimous. Commissioner Stewart stated as the low bid exceeded the project budget it was beneficial to utilize the "value engineering" process to refine the bid. Commissioner Stewart stated the offeror's identity would remain confidential until the bid received final approval and award by the full Board of County Commissioners.

Commissioner Stewart discussed the project budget and commented on Lincoln County Medical Center's inability to meet the fundraising pledge of \$5 million dollars for the project. Commissioner Stewart stated the timeline for project completion created a cash flow issue for Lincoln County requiring careful management of the budget by the Board of County Commissioners, the Manager, and the Treasurer.

Chair Stone questioned if prior to awarding the RFP the Board of Commissioners would receive a full and detailed review of the project budget revenues and expenses for review.

Ms. Taylor assured she would present a fully developed budget and plan for review after negotiations with the offeror were complete.

Commissioner Willard expressed disappointment the architect was not present to discuss the RFP process and subsequent value engineering options.

Todd Oberheau, Administrator Lincoln County Medical Center reminded Presbyterian had pledged \$1.2 million of direct funding and the Lincoln County Medical Center Auxiliary had also pledged \$300,000 in funding. Mr. Oberheau stated he would review other fundraising pledges for future discussion.

Motion: Grant authority for the Manager to enter into value engineering negotiations with the low bidder, **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

Chair Stone stated it was important for the architect to be present for these discussions. Chair Stone also stated belief Lincoln County should present all financial and technical information publicly for transparency as the project moved forward.

Vote: Motion carried by unanimous vote (summary: Yes = 5).

Yes: Chair Stone, Commissioner Stewart, Commissioner Allen, Commissioner Draper, Commissioner Willard.

8. Update of disposal issues at Bonito Lake

Ms. Taylor reminded of prior discussions regarding the movement of dredged material by the City of Alamogordo from Bonito Lake to private property in Lincoln County. Ms. Taylor stated she was in contact with the NM Environmental Department and anticipated the agency would provide additional information on this topic to the Board of County Commissioners during the March Regular Meeting next week.

Chair Stone commended Commissioner Allen and Commissioner Willard for visiting the proposed site with owner Lynn Stokes.

Commissioner Allen discussed concerns raised by constituents about potential environmental issues which prompted the site visit. Commissioner Allen described the site including a berm to direct water away from the quarry and informed Mr. Stokes planned additional work on a ditch to redirect rain water away from the stored material to four different sediment ponds.

Commissioner Willard provided an overview of the visit and expressed appreciation for the plan to utilize sediment ponds as a resolution to "run off" concerns.

Commissioner Stewart stated he would also like to review the site and noted after submission of a Notice of Intent by the City of Alamogordo the NM Environmental Department had posed many of the same or similar questions as local residents.

Chair Stone reminded the site was located on private property and encouraged anyone wishing to view the site to contact the owner.

Commissioner Stewart noted the permit application to NM Environmental Department referenced this project as an "emergency disposal" and questioned this reference.

Commissioner Draper stated he would also like to visit the site.

9. Signing of Official Documents

10. Next meetings:

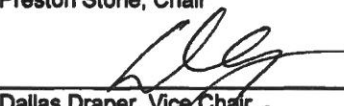
March 20, 2018 - Regular Commission Meeting

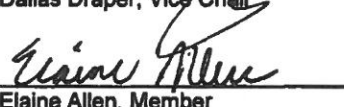
11. Adjourn

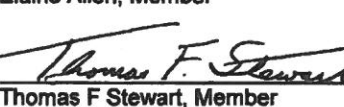
There being no further business to come before the Board of County Commissioners, Chair Stone adjourned the meeting at 12:35 PM

County of Lincoln
Board of County Commissioners


Preston Stone, Chair

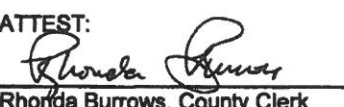

Dallas Draper, Vice Chair


Elaine Allen, Member


Thomas F Stewart, Member


F Lynn Willard, Member

ATTEST:


Rhonda Burrows, County Clerk

April 17, 2018
Date Approved

