

**SIERRA COUNTY COMMISSION  
REGULAR MEETING  
October 15, 2019**

**CALL TO ORDER: 10:26 A.M.**

**The Sierra County Board of County Commissioners met in Regular Session at 10:26 A.M. on Tuesday, October 15, 2019, at the Albert J Lyon Event Center, 2953 S Broadway, Truth or Consequences, New Mexico.**

**ROLL CALL:**

**Commissioner Travis Day, Vice-Chair  
Commissioner Frances Luna, Member  
Commissioner James Paxon, Chairman**

**Clerk of Board: Shelly Trujillo**

**County Attorney: Dave Pato**

**County Manager: Bruce Swingle/Serina Bartoo**

**PLEDGE OF ALLEGIANCE:**

**NEW MEXICO STATE FLAG PLEDGE:**

**ALSO IN ATTENDANCE:**

**Serina Bartoo, Amy Whitehead, Travis Atwell, Michelle Atwell, Terri Copsin, Glenn Hamilton, Virginia Lee, Margaret Speer, Alan Edmonds, Joe Ellis, Ruth McPherson, Leanne Willson, Diane Lombardo, Ariel Dougherty, Jack Begley, Sazi Marri, Sandra Ficklin, Tamra Temple, Margot Wilson, Rick Courtney, Cookie Johnson**

**I. APPROVAL OF AGENDA:**

**Commission Vice-Chair Day MOVED to approve the agenda as presented. Commission Chair Paxon SECONDED the motion. Motion carried with Commissioners District 1-2-3 voting yes.**

**II. APPROVAL OF MINUTES:**

**A. Regular Meeting-September 17, 2019**

**Commission Vice-Chair Day MOVED to approve the minutes as presented. Commissioner Luna SECONDED the motion. Motion carried with Commissioners District 1-2-3 voting yes.**

**III. PUBLIC COMMENT: LIMITED TO 3 MINUTES**

**IV. CONSENT AGENDA:**

**A. Resolution No. 108-021- Account Payables**

**B. Resolution No. 108-022- Indigent Claims**

**C. Resolution No. 108-023-Budget Adjustment-Funds Received from White Sands Missile Range**

**D. Resolution No. 108-024-Budget Adjustment-Various Departments**

**Commission Vice-Chair Day MOVED to approve Consent Agenda as presented. Commissioner Luna SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.**

**V. PRESENTATIONS/REPORTS:**

**A. Recognition of Employee Service**

**County Manager Swingle acknowledged and recognized the following Sierra County Employees for their outstanding performances and a job well done.**

**Robert Johnson-Landfill-10/20/2012-7 Years of Service**

**B. John Mulcahy-Mulcahy & Associates LLC-Economic Development Consultant**

**VI. BOARD OF FINANCE:**

**VII. OLD BUSINESS:**

**VIII. NEW BUSINESS:**

**A. Take Home Vehicle for Sheriff's Department-New Hire Cadet Requejo**

**Commissioner Luna MOVED to approve Take Home Vehicle for Sheriff's Department-New Hire Cadet Requejo as presented. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.**

**B. EMS Fund Act-Vehicle Purchase Application FY 2021**

**Commission Vice-Chair Day MOVED to approve EMS Fund Act-Vehicle Purchase Application FY 2021 as presented. Commissioner Luna SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.**

**C. Donation of 2014 Ford Expedition to SVH EMT**

**Commissioner Luna MOVED to approve Donation of 2014 Ford Expedition to SVH EMT as presented. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.**

**D. MOU between the County of Sierra & the Village of Williamsburg-Sierra County Flood Director Services**

**Commissioner Luna MOVED to approve MOU between the County of Sierra & the Village of Williamsburg-Sierra County Flood Director Services with the stipulation that if there is an influx of time being spent, the County immediately review the price of \$250.00. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.**

**E. Direction to Publish for Public Hearing for Animal Control Ordinance No. 19-06**

**Commission Vice-Chair Day MOVED to approve Direction to Publish for Public Hearing for Animal Control Ordinance No. 19-06 as presented. Commissioner Luna SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.**

**IX. CONTRACTS – AGREEMENTS – PROCUREMENT:**

**A. Detention Van-Updated Purchase Packet**

**Commissioner Luna MOVED to approve Detention Van-Updated Purchase Packet as presented. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.**

**B. Detention-Services Contract between Dorcas F Brem, Counseling Services & Sierra County**

**Commissioner Luna MOVED to approve Detention-Services Contract between Dorcas F Brem, Counseling Services & Sierra County as**

presented. Commission Vice-Chair Day **SECONDED** the motion.  
Motion carried with Commissioner Districts 1-2-3 voting yes.

**C. Professional Services Contract between King Industries & Sierra County**

Commission Vice-Chair Day **MOVED** to approve Professional Services Contract between King Industries & Sierra County as presented. Commissioner Luna **SECONDED** the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

**D. Purchase Agreement between Richardson Investment (State Price Agreement) & the County of Sierra-Sheriff Department Vehicle-Reimbursable through Stone Garden Grant**

Commission Vice-Chair Day **MOVED** to approve Purchase Agreement between Richardson Investment (State Price Agreement) & the County of Sierra-Sheriff Department Vehicle-Reimbursable through Stone Garden Grant as presented. Commissioner Luna **SECONDED** the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

**E. Purchase Agreement between Richardson Investments (State Price Agreement) & the County of Sierra-Sheriff Department Utility Vehicle**

Commission Vice-Chair Day **MOVED** to approve Purchase Agreement between Richardson Investments (State Price Agreement) & the County of Sierra-Sheriff Department Utility Vehicle as presented. Commissioner Luna **SECONDED** the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

**F. Contract between the County of Sierra & NM/AZ Coalition of Counties for Stable Economic Growth**

Commission Vice-Chair Day **MOVED** to approve Contract between the County of Sierra & NM/AZ Coalition of Counties for Stable Economic Growth as presented. Commissioner Luna **SECONDED** the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

**X. RESOLUTIONS – ORDINANCES – PROCLAMATIONS:**

**A. Resolution No. 108-025-A Resolution Demanding Immediate Restoration of the Permitted Uses of Our National Forests**

Commission Vice-Chair Day **MOVED** to approve Resolution No. 108-025-A Resolution Demanding Immediate Restoration of the Permitted Uses of Our

**National Forests as amended, by taking out “Demanding” and replacing with Calling for, Urging, etc. Commissioner Luna SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.**

**B. Resolution No. 108-026-A Resolution in Opposition to the Designation of the Animas Corduroy, Diamond Creek & It’s tributaries, Seventyfour Draw Creek, Whitetail Canyon, Taylor Canyon & Upper Reaches of Beaver Creek as Wild & Scenic Rivers**

**Commission Vice-Chair Day MOVED to approve Resolution No. 108-026-A Resolution in Opposition to the Designation of the Animas Corduroy, Diamond Creek & It’s tributaries, Seventyfour Draw Creek, Whitetail Canyon, Taylor Canyon & Upper Reaches of Beaver Creek as Wild & Scenic Rivers as presented. Commissioner Luna SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.**

**C. Resolution No. 108-027-Supporting Cibola Forest Plan Alternative “C”, Opposing the Designation of Additional Wilderness within Sierra County**

**Commission Vice-Chair Day MOVED to approve Resolution No. 108-027-Supporting Cibola Forest Plan Alternative “C”, Opposing the Designation of Additional Wilderness within Sierra County as presented. Commissioner Luna SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.**

**XI. EXECUTIVE SESSION (11:07 A.M.) SECTION (10-15-1E THRU H):**

**At 11:07 A.M. Commission Vice-Chair Day MOVED to go into Executive Session for Personnel, Real Estate, Pending and Threatened Litigation. Commissioner Luna SECONDED the motion. Roll call vote was taken with all Commissioners present voting yes.**

**District 1 – Yes  
District 2 – Yes  
District 3 – Yes**

**PENDING AND THREATENED LITIGATION:**

- A. Mauldin v. BOCC**
- B. Amerisource Bergen, Et Al v. BOCC**
- C. TRD v. BOCC**

**PERSONNEL:**

**REAL ESTATE:**

**XII. OPEN SESSION ACTIONS FOR EXECUTIVE SESSION:**

**A. Consideration of Opting Out of Opioid Negotiation Class**

**Commissioner Luna MOVED to table Consideration of Opting Out of Opioid Negotiation Class. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.**

**Commissioner Luna MOVED to set the next Sierra County Commission Meeting on Tuesday, November 19, 2019, with a Special Meeting on November 12, 2019. Commission Vice-Chair Day SECONDED the motion. Motion carried.**

**DATE AND TIME OF NEXT REGULAR SIERRA COUNTY COMMISSION MEETING: (November 19, 2019)**

**The date and time of the next Regular Sierra County Commission Meeting has been scheduled for Tuesday, November 19, 2019, at 10:00 A.M. at the Sierra County Commission Chamber at 855 Van Patten, Truth or Consequences, New Mexico.**


**Commissioner Luna MOVED to adjourn the meeting. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.**

**ADJOURNMENT: (11:45 A.M.)**

**There being no further business to come before the Board. Commission Chair Paxon adjourned the meeting at 11:45 A.M.**

Dated this 15th day of October, 2019.

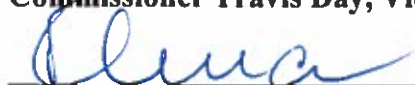
SIERRA COUNTY BOARD OF COUNTY COMMISSIONERS

  
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Commissioner James Paxon, Chairman

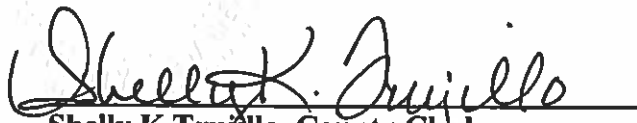
  
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Commissioner Travis Day, Vice-Chairman

  
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Commissioner Frances Luna, Member

ATTEST:

  
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Shelly K Trujillo, County Clerk