

**SIERRA COUNTY COMMISSION
REGULAR MEETING MINUTES
AUGUST 24, 2021**

CALL TO ORDER: 10:00 A.M.

The Sierra County Board of County Commissioners met in Regular Session at 10:00 A.M. on Tuesday, August 24, 2021, at the Sierra County Commission Chambers, 855 Van Patten, Truth or Consequences, New Mexico.

ROLL CALL:

**Commissioner James Paxon, Chairman
Commissioner Travis Day, Vice-Chair
Commissioner Hank Hopkins, Member**

Clerk of Board: Shelly Trujillo

County Attorney: Dave Pato

County Manager: Charlene Webb

PLEDGE OF ALLEGIANCE:

NEW MEXICO STATE FLAG PLEDGE:

ALSO IN ATTENDANCE:

Joceyln Holguin, Judy Majoras, Chuck Wentworth-Sentinel, Virginia Lee, Michelle Atwell, Travis Atwell, Keith Whitney, Roger Pattison, Deborah Cardenas, Lisa Daniel-Olive Tree, Billy Neeley, Matt Schultz

I. APPROVAL OF AGENDA:

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

II. APPROVAL OF MINUTES:

A. Regular Meeting-July 27, 2021

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

III. PUBLIC COMMENT: LIMITED TO 3 MINUTES

Roger Pattison from Elephant Butte Adventure Center spoke about the ATV rentals his company has. Mr. Pattison also stated that the next phase of their business is to build a workshop to allow the locals who own ATV's a place to have them serviced, instead of having to load them up and drive them across the state.

IV. CONSENT AGENDA:

A. Resolution No. 110-009- Account Payables

B. Resolution No. 110-010- Indigent Claims

C. Indigent Burial B2021-004

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

V. PRESENTATIONS/REPORTS:

A. Presentation of Years of Service Certificates

B. Department Reports

**C. Developed Recreation Fee Proposal Gila National Forest-Matt Schultz
See Attached**

VI. BOARD OF FINANCE:

VII. OLD BUSINESS:

VIII. NEW BUSINESS:

A. Quit Claim Deed for Road Vacation in Kingston, NM

Commissioner Hopkins MOVED to approve Quit Claim Deed for Road Vacation in Kingston, NM as presented. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

B. Appointment of Freeholders Richard Sainz, Byron Wilson and Creeden Coil to review Grafton Road and B Street in Winston, NM

Commission Vice-Chair Day **MOVED** to Table Appointment of Freeholders Richard Sainz, Byron Wilson and Creeden Coil to review Grafton Road and B Street in Winston, NM as presented. Commissioner Hopkins **SECONDED** the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

C. Consideration of Vacating A Street, B Street, C Street, 3rd Avenue and 4th Avenue Fairview Estates, Winston, New Mexico and Quit Claim Deed for Road Vacation in Winston, NM for A Street, B Street, C Street, 3rd Avenue and 4th Avenue

Commissioner Hopkins **MOVED** to approve Consideration of Vacating A Street, B Street, C Street, 3rd Avenue and 4th Avenue Fairview Estates, Winston, New Mexico and Quit Claim Deed for Road Vacation in Winston, NM for A Street, B Street, C Street, 3rd Avenue and 4th Avenue as presented. Commission Vice-Chair Day **SECONDED** the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

D. Take Home Vehicle Request for Alejandro Carreon, Sheriff's Department

Commission Vice-Chair Day **MOVED** to approve Take Home Vehicle Request for Alejandro Carreon, Sheriff's Department as presented. Commissioner Hopkins **SECONDED** the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

E. Direction to Publish Ordinance No. 21-004-Regulation of Location and Consumption of Recreational and Medical Cannabis; Providing a Penalty; Establishing Severability and an Effective Date

Commission Vice-Chair Day **MOVED** to approve Direction to Publish Ordinance No. 21-004-Regulation of Location and Consumption of Recreational and Medical Cannabis; Providing a Penalty; Establishing Severability and an Effective Date as presented. Commissioner Hopkins **SECONDED** the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

F. Repeal of Ordinance No. 21-002-Restricting Open and Controlled Burns in the Unincorporated Areas of Sierra County

Commission Vice-Chair Day **MOVED** to approve Repeal of Ordinance No. 21-002-Restricting Open and Controlled Burns in the Unincorporated Areas of Sierra County as presented. Commissioner Hopkins **SECONDED** the

motion. Motion carried with Commissioner Districts 2 and 3 voting yes. Commissioner District 1 voted no.

IX. CONTRACTS – AGREEMENTS – PROCUREMENT:

A. LEAD Substance Abuse Scope of Work

Commissioner Hopkins MOVED to approve LEAD Substance Abuse Scope of Work as presented. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

B. Hillsboro Community Center Agreement between Sierra County and Hillsboro Community Center, Inc.

Commissioner Hopkins MOVED to approve Hillsboro Community Center Agreement between Sierra County and Hillsboro Community Center, Inc. as presented. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

C. Amendment to the MOU between Sierra County and Sierra Electric Co-Op for the Infrastructural Improvements

Commissioner Hopkins MOVED to approve Amendment to the MOU between Sierra County and Sierra Electric Co-Op for the Infrastructural Improvements as presented. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

D. Agreement to Provide GIS Addressing Services for the City of Truth or Consequences

Commission Vice-Chair Day MOVED to approve Agreement to Provide GIS Addressing Services for the City of Truth or Consequences as presented. Commissioner Hopkins SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

E. Agreement to Provide GIS Addressing Services for the City of Elephant Butte

Commission Vice-Chair Day MOVED to approve Agreement to Provide GIS Addressing Services for the City of Elephant Butte as presented. Commissioner Hopkins SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

F. Agreement to Provide GIS Addressing Services for the Village of Williamsburg

Commission Vice-Chair Day MOVED to approve Agreement to Provide GIS Addressing Services for the Village of Williamsburg as presented. Commissioner Hopkins SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

G. Service Grant Agreement-Olive Tree Behavioral Health Investment Zone (BHIZ)

Commission Vice-Chair Day MOVED to approve Service Grant Agreement-Olive Tree Behavioral Health Investment Zone (BHIZ) as presented. Commissioner Hopkins SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

H. Service Grant Agreement-Olive Tree Reach, Intervene, Support and Engage (RISE)

Commission Vice-Chair Day MOVED to approve Service Grant Agreement-Olive Tree Reach, Intervene, Support and Engage (RISE) as presented. Commissioner Hopkins SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

I. Management "Agreement-Hillsboro Community Center Management Contract

Commission Vice-Chair Day MOVED to approve Management "Agreement-Hillsboro Community Center Management Contract as presented. Commissioner Hopkins SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

J. Lease Agreement Wagner/CAT-Flood Commission

Commissioner Hopkins MOVED to approve Lease Agreement Wagner/CAT-Flood Commission as presented. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

K. Services Agreement-Licensed Private Security Guard FY 21/22

Commissioner Hopkins MOVED to approve Services Agreement-Licensed Private Security Guard FY 21/22 as presented. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

L. Road SPA Loanstar Freightliner Dump Trucks

Commissioner Hopkins MOVED to approve Road SPA Loanstar Freightliner Dump Trucks as presented. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

X. RESOLUTIONS – ORDINANCES – PROCLAMATIONS:

A. Resolution No. 110-011-Delegating Authority to County Manager Charlene Webb

Commission Vice-Chair Day MOVED to approve Resolution No. 110-011-Delegating Authority to County Manager Charlene Webb as presented. Commissioner Hopkins SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

B. Resolution No. 110-012-Supporting Congresswoman Herrell's PAUSE ACT

Commissioner Hopkins MOVED to approve Resolution No. 110-012-Supporting Congresswoman Herrell's PAUSE ACT as presented. Commission Vice-Chair Day SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

C. Resolution No. 110-013-Amending Resolution No. 93-009-Establishing the Sierra County Recreation and Tourism Advisory Board (SCRTAB)

Commission Vice-Chair Day MOVED to approve Resolution No. 110-013-Amending Resolution No. 93-009-Establishing the Sierra County Recreation and Tourism Advisory Board (SCRTAB) as presented. Commissioner Hopkins SECONDED the motion. Motion carried with Commissioner Districts 1-2-3 voting yes.

XI. EXECUTIVE SESSION SECTION (10-15-1E THRU H):

At 11:52 A.M. Commission Vice-Chair Day MOVED to go into Executive Session for Personnel, Real Estate, Pending and Threatened Litigation. Commissioner Hopkins 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. Sierra County v. TRD
- B. BOCC v. FWS
- C. Mannon v. BOCC
- D. T or C v. BOCC

PERSONNEL:

REAL ESTATE:

XII. OPEN SESSION ACTIONS FOR EXECUTIVE SESSION:

Commission Vice-Chair Day **MOVED** to come back into Regular Session.
Commissioner Hopkins **SECONDED** the motion. Roll call vote was taken,
with all Commissioners present voting yes.

A. Direction regarding Sierra County v. TRD

No action needed on this item.

**DATE AND TIME OF NEXT REGULAR SIERRA COUNTY
COMMISSION MEETING: September 14, 2021**

The date and time of the next Regular Sierra County Commission Meeting
has been scheduled for Tuesday, September 14, 2021, at 10:00 A.M. at the
Sierra County Commission Chamber at 855 Van Patten, Truth or
Consequences, New Mexico.


Commission Vice-Chair Day **MOVED** to adjourn the meeting.
Commissioner Hopkins **SECONDED** the motion.

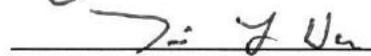
ADJOURNMENT:

There being no further business to come before the Board, Commission
Chair Paxon adjourned the meeting.

Dated this 24th day of August, 2021.

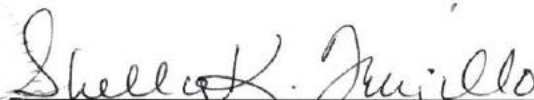
SIERRA COUNTY BOARD OF COUNTY COMMISSIONERS


Commissioner James Paxon, Chairman


Commissioner Travis Day, Vice-Chairman


Commissioner Hank Hopkins, Member

ATTEST:


Shelly K Trujillo, County Clerk