

COUNTY OF LINCOLN
New Mexico
Regular Meeting
Board of County Commissioners

Jackie Powell, Chairwoman

Mark Doth, Member

Dallas Draper, Member

Glenna N. Robbins, Treasurer

Rhonda B. Burrows, Clerk

Preston Stone, Vice Chair

Kathryn L. Minter, Member

Robert Shepperd, Sheriff

Paul Baca, Assessor

Stirling Spencer, Probate Judge

Nita Taylor, County Manager

AGENDA

Commission Chambers, Tuesday, May 20, 2014 @8:30 A.M.

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- April 25, 2014 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, 2014
 - c. Carrizozo Soil & Water Conservation District Mill Levy
8. Smokey Bear District Ranger Update
9. Lincoln County Detention Center Update
10. Resolution 2013-40: Fire Danger Emergency Declaration
11. Memorial Day Proclamation
12. **9:00 A.M.:** **Tabled** - Consideration and Action on Lodger’s Tax Applications with Backup Material:

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

- a. Funding Request: \$4,550.29; Art Loop July 4-6, 2014; Application 1715
Presenter: Ronda Dougherty/Lincoln County Art Loop
 - b. Funding Request: \$ 1,000.00; Christmas Jubilee November 7-9, 2014
Application 1716; Presenter: Linda McKinley/Ruidoso Valley Greeters
 - c. Funding Request: \$ 5,000.00; Fort Stanton Live July 11-13, 2014;
Application 1717; Presenter: Larry Auld/Fort Stanton, Inc.
 - d. Funding Request: \$ 2,800.00; Ruidoso Grindstone Trail Runs July 26, 2014
Application 1718; Presenter: Frederic Moras/Ski Run Road Challenge
 - e. Funding Request: \$ 10,000.00; True Enchantment Tourism Board;
March 1, 2014-February 28, 2015; Application 1719
Presenter: Jim Boswell/Carrizozo Works, Inc.
13. **9:30 A.M.:** PUBLIC COMMENT AND OTHER BUSINESS FROM COUNTY OFFICIALS (Items are for discussion only – no action will be taken)
14. Discussion/Possible Action – Continued Production of Erosion Control Wattles – FEMA Project
15. Lodger’s Tax Audit Draw
16. Amend Professional Services Agreement – King Industries Corporation
17. Consideration of Approval or Disapproval of Indigent Health Care Claims
18. Manager’s Report
19. Water issues/Forest/Wildlife Health Programs/Land and Natural Resources Advisory Committee (LANRAC)
20. **1:00 P.M.** Public Hearing to consider the following: Adoption of the Preliminary Budget, FY 2014-2015 by Resolution 2013-38
21. Liquor License Fee Resolution 2013-39
22. Authorization to Schedule Public Hearing to Consider Other Outdated or New Lincoln County Ordinance
23. Consideration of Appointments and Removals from Boards/Commissioners/Committees:
- a. **Tabled**-Senior Citizens Olympic Committee
 - b. Property Tax Protest Board
24. Executive Session Pursuant to the Open Meetings Act: Discussion of all Threatened and/or Pending Litigation Section 10-15-1, Sub-Paragraph H.(7); and Discussion of the purchase, acquisition or disposal of real property or water rights by the public body, Section 10-15-1, Sub-Paragraph H.(8).

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

25. Possible Action relating to Greentree Solid Waste Authority Litigation

26. Signing of Official Documents

27. Next meetings:

a. Tuesday, June 10, 2014 Regular Commission Meeting

28. Adjourn

SIM Table OES Demonstration – Commission Chambers

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

Agenda Item No. 6

SUBJECT

Approval of Minutes:

1. April 25, 2014 Regular Commission Meeting

1 **COUNTY OF LINCOLN**

2 **New Mexico**
3 **Regular Meeting**
4 **Board of County Commissioners**

5
6 **Jackie Powell, Chair**
7 **Preston Stone, Vice Chair**

Kathryn Minter, Member
Mark Doth, Member
Dallas Draper, Member

8
9 **Minutes**
10 **Friday, April 25, 2014**

11
12 Minutes of the Regular Meeting of the Lincoln County Commission held at 8:30 AM on April 25,
13 2014 in the County Commission Chambers, Lincoln County Courthouse, in Carrizozo, New
14 Mexico.

15
16 **1. Call to Order**

17
18 Chair Powell called the Regular Meeting of the Board of County Commissioners to order at
19 8:32:11 AM.

20
21 **2. Roll Call**

22
23 **Roll Call.**

24 **Present:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
25 Commissioner Draper.

26
27 Others present included Nita Taylor, County Manager; Alan Morel, County Attorney; and Rhonda
28 Burrows, County Clerk.

29
30 **3. Invocation**

31
32 The invocation was presented by Commissioner Stone.

33
34 **4. Pledge of Allegiance**

- 35
36 a. Pledge – U.S. A. Flag
37 b. Salute – N.M. Flag

38
39 **5. Approval of Agenda**

40
41 **Motion:** Acceptance of the Agenda and authorized the Chair to move items as necessary,

42 **Action:** Approve, **Moved by** Commissioner Draper, **Seconded by** Commissioner Doth.

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

44 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
45 Commissioner Draper.

46 **6. Approval of Minutes**

47 March 18, 2014 Regular Commission Meeting

48 **Motion:** Approve the minutes of the March 18, 2014 Regular Commission Meeting, **Action:**
49 Approve, **Moved by** Commissioner Doth, **Seconded by** Commissioner Draper.

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

51 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
52 Commissioner Draper.

53 **7. Approval of Consent Agenda**

- 54 a. Payroll/Accounts Payable/Budget/ Expenditures
- 55 b. Treasurer's Financial Report for the Month ending March 31, 2014
- 56 c. 2014 Fire Fund Distribution Applications
- 57 d. Road Name Change

58
59 **Motion:** Approval of Consent items as presented, **Action:** Approve, **Moved by** Commissioner
60 Doth, **Seconded by** Commissioner Minter.

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

62 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
63 Commissioner Draper.

64 **SEE EXHIBIT A:** Copies of Consent Items are attached hereto in reference thereto made a part
65 hereof.

66 **8. Smokey Bear District Ranger Update**

67 Ranger David Warnack provided an overview of preparations for the upcoming fire season.
68 Ranger Warnack discussed mixed seasonal outlook reports, the prolonged drought, and
69 associated fuel build up. Ranger Warnack stated there were currently no fire restrictions on the
70 District but weekly meetings were conducted with partners to evaluate conditions.

71 Ranger Warnack discussed enhancements for summer activities including zip lines and bike trails
72 at the Ski Apache Recreation Area. Ranger Warnack stated the District would open two new fuel
73 wood areas to assist with thinning and to enhance habitat and grazing opportunities.

74 Chair Powell reminded of the importance of grazing on allotments for fuel reduction. Ranger
75 Warnack encouraged Chair Powell to provide similar comments during the scoping period for the
76 fuel wood areas.

77 Ranger Warnack discussed a joint project on Bonito Lake Road with Lincoln County, the City of
78 Alamogordo, and South Central RC & D to cut standing dead trees which pose a potential risk to
79 traffic or people traveling on the road. Ranger Warnack also stated the Ranger District along
80 with public and private partners received substantial funding to conduct fuel wood treatments
81 adjacent to White Oaks.

82 Commissioner Stone questioned if there were any additional rehabilitation projects planned for
83 the Little Bear Fire area. Ranger Warnack stated no projects were planned at this time but
84 expressed belief the District was still eligible for post fire funding and requested any suggestions
85 for projects be submitted to his office.

86 Commissioner Stone questioned what authority would issue a final decision on the proposed land
87 swap between the US Forest Service and the Mescalero Apache Tribe. Ranger Warnack stated
88 the decision would not be issued by his office but agreed to research the question.

89 Chair Powell suggested utilization of any available funding to reduced dead tree fall into stream
90 beds in the Little Bear Fire area to reduce watershed damage.

91 **18. Consideration/Potential Action on Offer to Donate Building for Nogal Volunteer**
92 **Fire Department**

93 Alan Morel, Attorney reported the Nogal Volunteer Fire Department received an offer to donate a
94 new commercial grade three bay metal building for use as a fire station. Attorney Morel stated
95 land for the proposed new fire station was previously donated by another individual and utilities
96 were located at or near the proposed site. Attorney Morel explained the donation of the building
97 was conditional on the County's agreement to dedicate and name the station "Abi Ann" in honor
98 of the donor's daughter. Attorney Morel noted there was precedent within the County to dedicate
99 fire stations to honor specific individuals.

100 Jim Rodella, Chief of the Nogal Fire Department reminded of the need for a fire station in the
101 Loma Grande/Magado Creek area and discussed associated tasks such as construction of the
102 foundation, site gradation and the cost to assemble the building. Chief Rodella stated the donor,
103 a licensed contractor, also offered assistance to help offset or reduce assembly costs. Chief
104 Rodella stated sufficient funding existed in the Nogal Fire District capital outlay budget to complete
105 the project and the State Fire Marshall had approved the plan to construct a new station.

106 **Motion:** Accept the donation of a metal building from Don Hoffman for the Nogal Fire Department
107 Substation in consideration of naming the substation "Abi Ann", **Action:** Approve, **Moved by**
108 Commissioner Minter, **Seconded by** Chair Powell

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

110 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
111 Commissioner Draper.

112 **Motion:** Direct Chief Rodella to obtain firm construction estimates including utility connections,
113 determine funding resources for associated costs; and present the proposal to the Board of
114 County Commissioners for final approval, **Action:** Approve, **Moved by** Commissioner Minter,
115 **Seconded by** Commissioner Doth.

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

117 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
118 Commissioner Draper.

120 **9. 9:00 A.M.: Consideration and Action on Lodger's Tax Applications with Backup**
121 **Material:**

- 122
- 123 a. Funding Request: \$4,550.29; Art Loop July 4-6, 2014;
124 Application 1715 Presenter: Ronda Dougherty/Lincoln County Art Loop
 - 125
 - 126 b. Funding Request: \$ 1,000.00; Christmas Jubilee November 7-9, 2014
127 Application 1716 Presenter: Linda McKinley/Ruidoso Valley Greeters
 - 128
 - 129 c. Funding Request: \$ 5,000.00; Fort Stanton Live July 11-13, 2014;
130 Application 1717 Presenter: Larry Auld/Fort Stanton, Inc.

- 131
132 d. Funding Request: \$ 2,800.00; Ruidoso Grindstone Trail Runs July 26, 2014
133 Application 1718 Presenter: Frederic Moras/Ski Run Road Challenge
134
135 e. Funding Request: \$ 10,000.00; True Enchantment Tourism Board
136 March 1, 2014-February 28, 2015;
137 Application 1719 Presenter: Jim Boswell/Carrizozo Works, Inc.
138

139 Chair Powell requested information about unexpended funds budgeted for the current fiscal year
140 and expenditures budgeted for the upcoming fiscal year.
141

142 Glenna Robbins, Treasurer informed the Treasurer's office tracked Lodger's Tax Revenues and
143 stated this particular budget line reflected a current balance of \$15,000 of unencumbered funds.
144 Ms. Robbins stated actual final expenditures for the fiscal year might be less than what was
145 currently encumbered but the unexpended requests were not tracked by the Treasurer's office.
146

147 Chair Powell suggested the current requests for Lodger's Tax funding be tabled until the budget
148 process was complete and voiced concern about actual revenues available in the Lodger's Tax
149 Fund.
150

151 Commissioner Doth suggested the Lodger's Tax Committee be instructed to advise applicants
152 that even though a request was approved this fiscal year, funding might not be available until the
153 next fiscal year. Ms. Robbins suggested the Lodger's Tax Committee be provided training on
154 budgeting and expenditure of Lodger's Tax funds.
155

156 **Motion:** Table the requests for Lodger's Tax Funds until the Special Budget Meeting or the
157 Regular Meeting in May. **Action:** Approve, **Moved by** Chair Powell, **Seconded by** Commissioner
158 Doth.
159

160 Punkin Schlarb, Finance Director suggested the Finance Department provide training for
161 applicants regarding approved funds being utilized for reimbursement rather than a lump sum
162 cash payment. Ms. Taylor suggested the County provide a list of requirements for reimbursement
163 to applicants and provide a budget spreadsheet of revenues and expenditures to the Lodger's
164 Tax Committee. Commissioner Draper requested members of the Lodger's Tax Committee
165 attend the next meeting to respond to questions.
166

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

168 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
169 Commissioner Draper.
170

171 **10. 9:30 A.M.: PUBLIC COMMENT AND OTHER BUSINESS FROM COUNTY**
172 **OFFICIALS**
173

174 Rick Rotert, President of Nogal Water Association provided an update on the financial problems
175 the Association encountered due to increased audit requirements and costs associated with the
176 receipt of grant funding to improve the community's water system. Mr. Rotert discussed recent
177 legislative efforts to address the problem of unfunded mandates to accomplish audits but stated
178 no legislative action was successful. Mr. Rotert stated on behalf of the Nogal Water Association

179 he petitioned the Department of Finance and Administration (DFA) for a grant to assist with the
180 audit costs associated with their tier level. Mr. Rotert requested a letter in support of the grant
181 application from the Board of Commissioners.
182

183 There was general consensus to provide a letter of support for the grant application of the Nogal
184 Water Association. Commissioner Draper also volunteered to call DFA to voice his support.
185

186 Pam Robinson speaking on behalf of herself and Dr. Chris Robinson, as owners of property at
187 125 El Paso Road in Ruidoso, discussed problems related to the limited parking availability for
188 the adjacent new professional office building (POB). Ms. Robinson stated her husband, who
189 works for Presbyterian in the new office building, received six or more complaints from patients
190 per day about parking and the distance from parking to the office building. Ms. Robinson stated
191 the situation presented safety issues for those crossing El Paso Road from the main facility and
192 noted parking often overflowed to an adjacent church.
193

194 Ms. Robinson briefly discussed the failed negotiations to sell their property to Presbyterian
195 including the request to "donate" a portion of the sale back to the "Foundation" which provided
196 financial support to LCMC. Ms. Robinson stated as a physician owner of the building Dr.
197 Robinson was subject to the Stark Law and was obligated to sell the building at appraised cost.
198

199 Chair Powell recessed the Regular Meeting at 9:55:59 AM and reconvened at 10:03:52 AM.
200

201 Commissioner Minter provided public information about a recent visit to the County by Fred Black
202 of the New Mexico Rural Water Association. Commissioner Minter stated Mr. Black visited the
203 area to meet with local water districts about a grant loan program available to assist lower income
204 private well owners and associations with rehabilitation of wells after a fire.

205 **17. Consideration/Potential Action on Purchase of Water Tender for Bonito Volunteer**
206 **Fire Department**

207 Ms. Taylor presented a request from the Bonito Fire Department to transfer a 1991 water tender
208 to the Ojo Sarco Fire Department in Rio Arriba County. Ms. Taylor stated Chief Carl Bartley also
209 presented a proposal to purchase a new 2,000 gallon water tender. Ms. Taylor reported Chief
210 Bartley sought and received approval for both the transfer of the older water tender and the
211 purchase of a new water tender from the State Fire Marshall.

212 **Motion:** Approve the transfer of the 1991 water tender to Rio Arriba County and authorize the
213 purchase of a new water tender by the Bonito Fire Department, **Action:** Approve, **Moved by**
214 **Commissioner Stone, Seconded by Commissioner Minter.**

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

216 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
217 Commissioner Draper.
218

219 **9. Response to County Request to Cibola National Forest for Investigation of**
220 **Mountainair Ranger District**

221 Ms. Taylor reminded Attorney Morel filed a request on January 22, 2014 for a formal investigation
222 into the issuance of an order to remove livestock from grazing allotments on the Cibola National

223 Forest. Ms. Taylor provided copy of the response received on March 20, 2014 from Calvin N.
224 Joyner, USFS Regional Forester for the Southwestern Region.
225

226 Ms. Taylor stated belief the reply supported the actions of the District Ranger but also recognized
227 the need for improved communication between the USFS and permittees. Ms. Taylor stated
228 Regional Forester Joyner expressed a willingness to continue to work with the NM Department of
229 Agriculture and the New Mexico State Range Task Force prior to the issuance of any similar
230 decision. Ms. Taylor also presented an invitation received from Elaine Kohrman, Cibola Forest
231 Supervisor for Lincoln County Commissioners to participate in planning meetings to revise the
232 1985 Forest Plan for future management of the Cibola National Forest.
233

234 Commissioner Stone stated the Regional Forester's response did not address the "act of
235 malfeasance" which occurred on the Cibola Ranger District. Commissioner Stone contended the
236 blanket removal without any accumulation of scientific data since 2006 on any of the 19 affected
237 allotments was of particular concern. Commissioner Stone discussed the substantial financial
238 burden the removal placed on permittees including the loss of projected annual agricultural income
239 from which those livestock operations might never recover. Commissioner Stone expressed
240 belief the County should continue to call for an investigation and not accept a "generic response".
241

242 **Motion:** Direct the County Attorney to continue to pursue an independent investigation into the
243 actions of the Mountainair Ranger District, **Action:** Approve, **Moved by** Commissioner Stone,
244 **Seconded by** Commissioner Doth.

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

246 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
247 Commissioner Draper.
248

249 **Motion:** Direct LANRAC to participate in planning meetings for revision of the Cibola Forest
250 Plan on behalf of Lincoln County, **Action:** Approve, **Moved by** Chair Powell, **Seconded by**
251 Commissioner Doth.

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

253 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
254 Commissioner Draper.
255

256 10. Lincoln County Detention Center Update

257 Ms. Taylor provided the monthly report for review on behalf of Warden Arthur Anderson. The
258 report provided statistics on monthly bookings and releases at the Lincoln County Detention
259 Center and stated the current total average daily population as 132. The report further indicated
260 the current population was 139 including 23 BIA prisoners and no US Marshal prisoners. Warden
261 Anderson's report also noted the current population was composed of 23 female and 116 male
262 prisoners.

263 11. Consideration / Potential Action on Resolution No. 2013-37: Relating to the 264 Adoption and Establishment of Rules for the Accrual of Deduction of Time for 265 Good Behavior and Industry 266

267 Attorney Morel presented the proposed Resolution and informed NM State Statute required the
268 County adopt rules to define the process for accrual of any deduction of time for detainees.
269 Attorney Morel reviewed the proposed language and discussed the requirement for judicial review

270 to determine if an inmate was eligible to accrue "good time". Attorney Morel stated once the
271 determination was made detention staff would document behavior and eligibility for each inmate.
272 Attorney Morel stated Sheriff Shepperd and Warden Anderson reviewed the proposed Resolution
273 and voiced no objections.

274
275 **Motion:** Adopt Resolution 2013-37, **Action:** Approve, **Moved by** Commissioner Minter,
276 **Seconded by** Commissioner Doth.

277
278 Commissioner Minter questioned the exclusion of participation in "religious programs" as an
279 activity eligible for "good time". Attorney Morel stated uncertainty about the purpose of the
280 exclusion and agreed to research the question.

281
282 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 5)

283 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
284 Commissioner Draper.

285 **SEE EXHIBIT B:** Copy of Resolution 2013-37 is attached hereto in reference thereto made a
286 part hereof.

287 **14. Manager's Report**

288 **1. LCMC** – The Manager stated Al Santos, LCMC Administrator was on hand to provide
289 information about key initiatives for the Medical Center and their clients.

290 Al Santos, Administrator provided information and details about initiatives including the topics of:
291 LCMC's conversion to Electronic Records, Provider Recruitment, Medical Specialist Programs,
292 and the Hospitalists Program.

293 Commissioner Minter requested Mr. Santos work to resolve the parking issues associated with
294 the new professional office building raised by Pam Robinson and other residents.

295 **7. Departmental Updates:**

296 **b. Roads – Carl Palmer**

297
298 Carl Palmer, Road Superintendent discussed the need to rehabilitate Cedar Creek Road; the
299 recent rise in road complaints associated with dry weather; and the proposed project with the
300 USFS to work on Monjeau Road.

301
302 Commissioner Doth questioned the most common complaint received by the Road Department.
303 Mr. Palmer stated requests to pave roads was the most common followed by complaints about
304 rough conditions on dirt roads.

305 **21. 11:30 A.M. Inspection of the Courthouse/Sheriff Expansion**

306 Ms. Taylor stated Nancy Kerr of Basic IDIQ would lead the tour of the current ongoing construction
307 for the Courthouse/Sheriff Office expansion.

308 Chair Powell recessed the Regular Meeting at 11:40:24 AM and all Commissioners, County
309 Manager, County Attorney, other Elected Officials, and staff attend the tour.

310 Chair Powell reconvened the Regular Meeting at 1:02:22 PM and recessed the Regular Meeting
311 at 1:02:33 to convene the Public Hearing to consider County Ordinance 2014-3.

312 **22. 1:00 P.M. Public Hearing to consider County Ordinance 2014 -3 to Dedicate to the**
313 **Safety Net Care Pool Fund an Amount Equal to a Gross Receipts Tax Rate of One-**
314 **Twelfth Percent; in Accordance with CS/SB268 – Sole Community Provider Hospital**
315 **Federal Compliance**

316 Attorney Morel explained the need to create a new Ordinance to comply with Senate Bill 268 and
317 changing federal requirements for Sole Community Provider Hospital funding. Attorney Morel
318 explained all counties were required by legislative action in Senate Bill 268 to dedicate the
319 equivalent of 1/12th GRT to fund hospitals and uncompensated care. Attorney Morel explained
320 counties had the option to fund the 1/12th in various ways including imposition of a new 1/12th
321 GRT but explained the proposed Lincoln County Ordinance defined the source of funding as
322 revenues derived from Mill Levy proceeds.

323 Commissioner Draper questioned the current amount equivalent to a 1/12th of the Gross Receipt
324 Tax. Glenna Robbins, Treasurer stated currently a 1/12th of GRT was approximately \$414,000.

325 Attorney Morel informed SB 268 originally contained a "sunset clause" which the Governor line
326 item vetoed. Attorney Morel stated NMAC and counties were researching the validity of that veto
327 power but at this time there was no sunset on this requirement.

328 Chair Powell questioned if the option to pay this obligation was addressed in the hospital lease
329 agreement with Presbyterian. Attorney Morel confirmed the lease agreement contained language
330 which addressed the County's right to make Sole Community Provider or other related payments
331 to the State from Mill Levy proceeds prior to transferring those funds to LCMC.

332 Receiving no public comment, Chair Powell adjourned the Public Hearing and reconvened the
333 Regular Meeting at 1:08:37 PM.

334 **Motion: Adopt Ordinance 2014-03, Action: Approve, Moved by Commissioner Doth, Seconded**
335 **by Commissioner Draper**

336 **Vote: Motion carried by unanimous roll call vote (summary: Yes = 5).**

337 **Yes: Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,**
338 **Commissioner Draper.**

339
340 **SEE EXHIBIT C:** Copy of Ordinance 2014-03 is attached hereto in reference thereto made a part
341 hereof.

342 **24. Cooperative Education Services – Presentation**

343 Ms. Taylor reminded the New Mexico State Procurement Code allowed local public bodies and
344 state agencies to utilize cooperative procurement through a Joint Powers Agreement with
345 Cooperative Education Services.

346 Robin Strauser, Deputy Executive Director of Cooperative Education Services presented an
347 overview of the various types of service and agreements available to local government for
348 different products and services. Mr. Strauser explained how CES worked within the State
349 Procurement Code to assist agencies in procuring service and agreements from 300 separate
350 vendors.

351 Mr. Strauser explained approximately 50% of all CES contracts were now in construction and
352 reminded the current County Courthouse expansion was contracted through CES. Mr. Strauser
353 stated advantages included saving staff time in developing and issuing requests for proposals,
354 access to best price through group buying, and cost savings. Mr. Strauser stated CES operated
355 without government funding but rather on a 1% administrative fee collected from the vendors.

356 Mr. Strauser discussed various methods of construction under CES contracts including Job
357 Contracting; Construction Management at Risk (CMAR); Construction Manager Development;
358 and Design/Build construction. Mr. Strauser explained under the Design/Build method the
359 designer worked for the contractor which allowed a project to be "fast tracked". Mr. Strauser
360 stated the Design/Build method was how the County Courthouse expansion was developed.

361 Commissioner Draper questioned if CES had a process in place to award work to local
362 contractors. Mr. Strauser stated in response to increased pressure from members they were
363 working, specifically with construction projects, to conduct workshops for local contractors on
364 becoming vendors with CES.

365 **27. Executive Session Pursuant to the Open Meetings Act: Discussion of all Threatened**
366 **and/or Pending Litigation Section 10-15-1, Sub-Paragraph H.(7); and Discussion of**
367 **the purchase, acquisition or disposal of real property or water rights by the public**
368 **body, Section 10-15-1, Sub-Paragraph H.(8).**

369 **Motion:** To close the meeting for the purposes of an Executive Session to discuss Threatened
370 and/or Pending Litigation pursuant to the Open Meetings Act, Section 10-15-1, Sub Paragraph
371 H.(7) and the purchase, acquisition or disposal of real property or water rights by the public body,
372 Section 10-15-1, Sub-Paragraph H.(8) and as follows

373 **New or Updated Matters since last report = ***

- 374
- 375 1. Lodger's Tax Issue - Casa del Cocinero - making regular payments.
 - 376 2. *Cooper, Gale and DeBaca County News v. County of Lincoln, Sheriff of Lincoln County,*
377 *et al.* D-1329-CV-200701364. Suit filed October 15, 2007. Verified Complaint for
378 Declaratory Judgment Ordering Production of Certain Records and Information. Hearing
379 took place Dec. 18, 2013, and case is ongoing.
 - 380 3. *Michael Wheaton v Paul F. Baca, Lincoln County Assessor, et. al.* D-1226-CV-2011-
381 00341. Suit filed October 18, 2011. Notice of Appeal of Final Order of the Lincoln County
382 Valuation Protests Board. Attorney has agreed to stay the case pending the decision from
383 the Court of Appeals.
 - 384 4. *Coble Constructors, LLC, et al v Carl Kelley Construction Ltd. Co, et al.* D-1226-CV-2012-
385 00003. Suit filed January 15, 2012. Complaint to Foreclose Mechanic's Lien. Order
386 granting motion for resetting 4/17/13. Motion for Summary Judgment filed Jan. 29, 2014,
387 Hearing scheduled April 24, 2014.
 - 388 *5. *Greentree Solid Waste Authority v. Lincoln County, et. al.* D-0101-CV-2013-00104. Suit
389 filed January 9, 2013. Petition for Declaratory Judgment; Preliminary and Permanent
390 Injunction. Order Granting ALW&SD's Motion for Judgment on the Pleadings and for
391 Summary Judgment entered by the court on 6-15-13. Plaintiff's Motion to Reconsider with
392 Judge Singleton was denied in Hearing Jan. 24, 2013. Melendres, Melendres and
393 Harrigan hired by the county to manage county's withdrawal from GSWA. Meeting with
394 both parties without attorneys and managers produced an agreed desire to discontinue
395 appeal. Mr. Beauvais filed an appeal Feb. 27, 2014. Mr. Beauvais filed a Reply to Motion
396 to Review Stay and Supersedeas Bond on April 16, 2014.

- 397 6. *Rio Grande-Alameda, Ltd. v Paul Baca, Lincoln County Assessor D-1226-CV-2013-*
398 *00005*. Suit filed January 9, 2013. Complaint for Refund of Taxes Paid. Defendant's first
399 motion to dismiss or Summary Judgment filed August 29, 2013, with plaintiff's response
400 filed Oct. 4, 2013. Defendant's Reply to Motion to Dismiss or for Summary Judgment filed
401 Oct. 21, 2013. Hearing was Jan. 6, 2014, and produced an Order of Dismissal, with a
402 Motion to Reconsider filed Jan. 8, 2014. Hearing on the Merits scheduled for May 12, 2014
403 in Carrizozo with Judge Parsons.
- 404 *7. *Steven Miller, et al. v. State Forestry Division, NM Energy, Minerals, and Natural*
405 *Resources Department, County of Lincoln, et al. D-1226-CV-2013-00160*. Suit filed June
406 15, 2013. Lincoln County Manager and Commissioners served July 9, 2013. Complaint
407 for Negligence, Injury and Damages. On August 2, 2013, NMAC advised Attorney Bryan
408 Evans has been assigned as counsel for Lincoln County. Judge Waylon Counts has been
409 assigned the case. Plaintiff's Response to Lincoln County's and State's Motion to Dismiss
410 filed Jan. 3, 2014. Judge Counts granted Motion to Dismiss March 24, 2014.
- 411 8. *Barbara Diane Latham, et al v. Neal Cox, Ben Hazen, Lincoln County Sheriff's Department*
412 *and the County of Lincoln. D-1226-CV-2013-00191*. Suit filed July 19, 2013. Complaint
413 for Violation of Civil Rights, Wrongful Death and Damages by Attorney Gary Mitchell.
414 LCSD and LC Manager were served on August 5, 2013. Tort Claim Notice was filed on
415 October 27, 2011. Advised NMAC has assigned the case to Brennan and Sullivan Law
416 Firm 9/5/13. Case has been moved to Federal Court August 30, 2013. Order Settlement
417 Conference scheduled for July 22, 2014.
- 418 9. *State of NM/Lincoln County v. Avalon-Construction, Ruidoso, NM D-1226-CV 2014-*
419 *00006* Filed Jan. 6, 2014 Open complaint for Refund of Taxes paid. Case assigned to
420 Basham & Basham/Dwyer. Peter Dwyer is lead attorney.
- 421 *10. *State of NM/Lincoln County v. Warren Marker M 30 MR 2014-00046* Filed Feb. 28, 2014.
422 Alleged bringing contraband into LCDCC – Chris Nedbalek with Gary Mitchell's firm assigned
423 as public defender. Pre-Trial Hearing April 14, 2014 was attended by the Defendant who
424 was removed from the court due to creating a disturbance.
- 425 *11. *State of NM/Lincoln County v. Gonzales Gonzales M-30-MR-2014-00004* Filed Jan. 7,
426 2014. Alleged bringing contraband into LCDCC – Chris Nedbalek with Gary Mitchell's firm
427 assigned as public defender. Pre-Trial Hearing April 14, 2014 produced plea of No
428 Contest. Fine, court costs, probation assigned. Case concluded.
- 429 *12. *State of NM/Lincoln County v. Alberto Ruiz – M-30-MR-2014-00012* Filed Jan. 5, 2014.
430 Alleged bringing contraband into LCDCC – Chris Nedbalek with Gary Mitchell's firm
431 assigned as public defender. Pre-Trial Hearing April 14, 2014 produced plea of No
432 Contest. Suspended fine, court costs and unsupervised probation assigned. Case
433 concluded.
- 434 *13. *State of NM/Lincoln County v. Nathan Little – M-30-MR-2014-00015* Filed Jan. 21, 2014.
435 Alleged bring contraband into LCDCC – Chris Nedbalek with Gary Mitchell's firm assigned
436 as public defender. Pre-Trial Hearing April 14, 2014 produced plea of No Contest. Fine,
437 court costs and unsupervised probation assigned. Case concluded.
- 438 *14. *State of NM / Lincoln County v. Shann M. Marler M-30-MR-2014-00026* Alleged bringing
439 contraband into LCDCC. Chris Nedbalek with Gary Mitchell's firm assigned as public
440 defender. Pre-Trial Hearing April 14, 2014 produced plea of No Contest. Fine, court costs
441 and unsupervised probation assigned. Case concluded.
- 442 *15. *State of NM v. Irene Howcroft – M-30-MR-201300190* Alleged animal nuisance. Ms.
443 Howcroft pled not guilty August 22, 2013. Mr. Morel received the case from the court. Non-
444 Jury Trial April 14, 2014: Ms. Howcroft did not appear. A bench warrant was issued. Ms.
445 Howcroft's next date of appearance is scheduled for May 14, 2014.
- 446 *16. *State of NM v. Kimberly Mendez M 32 MR 2014-00073* alleged dogs and cats running at
447 large. Arraignment scheduled April 21, 2014. Ms. Mendez pled guilty. Fine, court costs

- 448 and suspended sentence assigned. Case concluded.
449 *17. *State of NM v. Stephen D. Rabdurn M 32 MR 2014-00076* alleged dogs and cats running
450 at large. Arraignment scheduled April 28, 2014.
451 *18. *State of NM v. Sherrie Coronado M 32 MR 2014-00075* alleged dogs and cats running
452 at large. Arraignment scheduled April 28, 2014.
453

454 **Tort Claims Notices Received or Threatened**

455 **2013**

456 **Allen, Katherine Elizabeth**- Notice of Tort Claim against Lincoln County Detention Center
457 for alleged injuries sustained during transport.

458 **Borrego, Albert** - Tort Claim Notice received from attorney Gary Mitchell on June 14,
459 2013, alleging continued harassment to Albert G. Borrego by police while responding to a noise
460 complaint at Mr. Borrego's residence on February 28, 2013, and a separate incident resulting in
461 Mr. Borrego's arrest on March 5, 2013, due to an outstanding warrant, during which Mr. Borrego
462 allegedly sustained injuries while in custody due to an existing broken back injury. Claim has been
463 denied by NMAC.

464 **Espinoza, Robert** - Tort Claim Notice received from Robert Espinoza on June 4, 2013,
465 alleging property damage from vehicle accident while Linda Mullins, driving the LC Senior Center
466 meal delivery van ran off road hitting chain link fence, poles and railroad ties.

467 **Harrisburg Documents**- Attempts to recover Lincoln County documents illegally taken
468 from the county. County Clerk Rhonda Burrows has been in contact with Harrisburg, PA in
469 recovery efforts.

470 **Montoya, Emilia L.** - Tort Claim Notice received by attorney Freda Howard McSwane on
471 April 23, 2013, alleging injuries sustained by Ms. Montoya when a physical altercation took place
472 at the LCDC.

473 **Ramos, Aaron** - Tort Claim Notice received by attorney Robert J. Beauvais on April 18,
474 2013, (correspondence dated September 13, 2011) alleging concerns about Mr. Ramos' safety
475 and welfare and violation of his U.S. Constitutional rights.

476 **Silva, Elmo** - Tort Claim Notice received from attorney Richard Marquez November 6,
477 2013. Alleges false imprisonment for Mr. Silva, who was sentenced in the 12th Judicial District
478 Court to 38 years filed on July 3, 1990.
479

480 **2012**

481 **Cathy and Steve Altstatt** - Telephone conference with Cathy Altstatt on April 19, 2012,
482 concerning their unbuildable and unsellable Deer Park Valley lot due to lot size, septic tank set
483 back requirements, and an easement granted to Alto Lakes Water & Sanitation District for a water
484 well.
485

486 **Riordan, J.T.** - Correspondence received from Theresa Riordan on March 28, 2012,
487 concerning her son's treatment and detention conditions while being held in LCDC.

488 **Sheridan, Michael** - Tort Claim Notice received from Attorney, Jennifer Burrill on February
489 21, 2012, claiming the Lincoln County Sheriff's Department forced him to register as a sex
490 offender when he did not meet the requirements.

491 **Biggs, M. Jolene** - Tort Claim Notice received from Attorney, Adam Rafkin on February
492 6, 2012, claiming liability by the County of Lincoln by failing to maintain the surface of the parking
493 lot across from the Lincoln County Courthouse in Carrizozo, NM.
494

495 **Action:** Approve, **Moved by** Commissioner Stone, **Seconded by** Commissioner Doth.

496 **Vote:** Motion carried by unanimous roll call vote (summary: Yes = 5).

497 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
498 Commissioner Draper.

499
500 Chair Powell recessed the Regular Meeting and convened the Closed Session at 1:33:37 PM.

501 Chair Powell adjourned the Closed Session and reconvened the Regular Meeting at 3:11:50 PM.

502 Commissioner Doth attested that no action was taken during the closed session and items
503 discussed were limited to those as stated in the motion for closure.

504 **14. Manager's Report (continued)**

505 **7. Departmental Updates:**

506
507 c. Planning – Curt Temple

508
509 Curt Temple, Planning Director provided updates on actions to coordinate permitting with the
510 Village of Ruidoso under the new MOU. Mr. Temple discussed the County requirements
511 associated with permitting and the associated documentation of actions to be completed prior to
512 issuance of a permit by the Village of Ruidoso. Mr. Temple additionally reported the Planning
513 Commission had met to begin consideration of a Land Development Ordinance, provided an
514 update on pending grant applications, and discussed efforts by the Rural Addressing Department
515 to replace obsolete County road signage.

516 a. Finance – Punkin Schlarb

517
518 Charlene Schlarb, Finance Director introduced the new Inventory Assets and Information
519 employee, Mickie Howard. Ms. Schlarb reported on attendance by Finance staff at an audit
520 training class conducted by the current Lincoln County audit firm utilizing positive examples from
521 the recent County audit for training purposes.

522 Ms. Schlarb stated Finance, in conjunction with the Assessor and Treasurer provided a workshop
523 for Commissioners and Commission candidates on budget preparation.

524 d. EOC – Spencer Baldwin

525
526 Spencer Baldwin, OES Coordinator stated recent fire activity was minimal. Mr. Baldwin discussed
527 the recently acquired SIMs table, associated training, and potential updates. Mr. Baldwin
528 proposed conducting a demonstration at the OES headquarters in the near future and informed
529 on planned activities for Smokey Bear Days.

530 Mr. Baldwin reported on recent information on "air burners" used for the destruction of slash. Mr.
531 Baldwin discussed the three types of air burners available one of which required a large pit, one
532 was permanently positioned, and a third type was portable. Mr. Baldwin stated the problem with
533 disposal of slash by air burners was the associated permits and the multiple agencies involved.
534 Mr. Baldwin reported there was opportunity to obtain a waiver for use of the portable air burner.
535 Mr. Baldwin stated the smaller portable units were priced between \$50,000 and \$70,000.

536 **2. Finance/Treasurer/Assessor Overview to Commissioner Candidates:** The
537 Manager commented on the positive feedback from the overview provided by Finance
538 along with the Assessor and Treasurer offices to candidates running for the three open
539 County Commission seats.

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3. **Legislative Update:** The Manager provided copy of the final Legislative Report from the 51st legislative session from Tasia Young, New Mexico Association of Counties.
4. **Ft. Stanton Cemetery:** The Manager stated on April 15, 2014 Governor Martinez announced Fort Stanton Cemetery was chosen as one of four locations in New Mexico to be submitted to Veterans Affairs, Washington, DC for designation as a Veterans Cemetery with burial available based on the same eligibility requirements as a national cemetery.

Commissioner Draper questioned if the selection was equivalent to final acceptance. Ms. Taylor stated the designation was not final until approved by the Department of Veterans Affairs. There was a general consensus to submit an additional letter of support.

5. Upcoming Events:

- a. April 29th. Lodgers Tax Committee meets;
- b. May 2nd. Special Commission Meeting – FY14-15 Budget Meeting. External program funding requests; Hospital & clinics; Detailed internal departmental review; unfunded optional requirements; ICIP input;
- c. May 7th. Planning Commission Meeting;
- d. May 15th. Lincoln Historic Preservation Meeting;
- e. May 20th. Regular Commission Meeting; Preliminary budget presentation for approval;
- f. May 22nd. State Transportation Committee Meeting in Ruidoso. Hubert Quintana to moderate with a request for Chair Powell to provide a five minute presentation on transportation needs along with other local government presenters.
- g. May 26th. Holiday – Memorial Day Observed

6. Building Updates:

- a. The Court / Sheriff's Complex expansion is proceeding on time and on budget.
- b. The energy-audit work prescribed by Veretterre, Inc. to replace windows, lighting and HVAC units in the existing building is being coordinated between Veretterre and Basic IDIQ. The Manager stated Veretterre would work with Basic IDIQ to complete the energy audit work once the courthouse expansion was complete.
- c. The Ft. Stanton Fire Department is well on its way to completion. The Manager anticipated a Grand Opening for the new Fire Station sometime in June.
- d. All funding in-hand to move forward with SNMEDD and Wilson & Co. to start working of Carrizozo Sr. Center.

20. Consideration / Potential Action of Indigent Health Care Claims

581 Scott Annala, IHC Administrator presented the Sole Community Provider/Lincoln County Medical
582 Center claims for approval. Mr. Annala processed 34 claims with 30 recommended for approval
583 and 4 recommended for disapproval for a total authorization of \$40,662 and a year to date
584 authorization of \$930,162. Mr. Annala noted the average monthly hospital claims to date was
585 \$93,016 with a projected annual approval for FY 2013-2024 of approximately \$1.1 million.

586 Mr. Annala presented the Indigent Health Care Payments request for the month and stated he
587 processed 26 claims with 20 recommended for approval and 6 recommended for disapproval. Mr.

588 Annala stated while there was a slowdown in applications, he had a large number of claims
589 pending final approval or denial of eligibility from Medicaid. Mr. Annala stated the total of claims
590 recommended for payment this month was \$13,503.08 for a year to date total of \$194,547.67.
591 Mr. Annala noted the average monthly indigent claims to date were \$19,455 with a projected
592 annual expenditure of \$233,460. Mr. Annala reminded the FY 2013 -2014 budget for Indigent
593 claims was \$393,278 and projected adequate funds for the fiscal year.

594 **Motion:** Approval and denial of the claims as indicated for Sole Community Provider and Indigent
595 Health Care Program payments as recommended, **Action:** Approve, **Moved by** Commissioner
596 Minter, **Seconded by** Commissioner Doth.

597 Commissioner Minter questioned if the contract for Mental Health Services was funded from the
598 Indigent Health Care Fund. Mr. Annala stated while the contract funding was from the Indigent
599 Health Care GRT revenues, those services were paid as professional services not as claims.

600 Mr. Annala informed his long term, part time employee Mary Crenshaw was retiring after many
601 years.

602 **15. Water issues/Forest/Wildlife Health Programs**

603 **1.** Ms. Taylor provided details of three new water right notices listed this month on the State
604 Engineer's website as follows:

605 Application T-1320-Enlarge filed December 23, 2013 by Jerry and Patricia Deal of Las Cruces,
606 New Mexico to appropriate underground water within the Tularosa Underground Water Basin
607 in Lincoln County in the amount of 145.75 acre feet per annum for irrigation purposes on
608 34.953 acres of land owned by the applicant, from existing wells to enlarge the existing place
609 of use to 78 acres and increase total diversion of groundwater for irrigation purposes to 325.26
610 acre feet per annum located near Oscura, New Mexico.

611 Application T-5113-POD filed February 12, 2014 by the Town of Carrizozo to use a previously
612 drilled temporary construction well for continued diversion of up to 706 acre feet per annum
613 of underground water in partial, continued exercise of existing water rights owned by and
614 supplemental to existing Town of Carrizozo rights to be used for municipal, commercial and
615 recreational purposes within the Town of Carrizozo which may include the Valle del Sol
616 Subdivision

617 Application T-6019 filed March 24, 2014 by FNF Construction, Inc. for permit to temporarily
618 appropriate underground water within the Tularosa Underground Water Basin in Lincoln
619 County in the amount not to exceed 90 acre feet from existing well located at the Carrizozo
620 Golf Course owned by the Town of Carrizozo for road construction purposes on Highway 54
621 for a period of time not to exceed two years.

622 **2.** Ms. Taylor provided details of four Legal Notices published April 10, 2014 in the Lincoln
623 County News by the State Engineer's office. Ms. Taylor stated all of these applications were filed
624 under the NM Water Use Leasing Act for temporary leases effective until October 31, 2021 which
625 would allow applicants to move points of diversion and place and purpose of use by written
626 request anytime during the lease period. Ms. Taylor stated the deadline for objections or protests
627 were due by May 2, 2014. Ms. Taylor detailed the four applications as follows:

- 628 a. Divert 246 acre feet per annum for municipal purposes located within the Village
629 of Ruidoso with move from points of diversion and places of use located at the race track
630 in Ruidoso Downs.
- 631 b. Discontinue diversion of 343.04 acre feet per annum from the Rio Ruidoso in
632 Hondo and temporarily commence the diversion of 308.736 acre feet per annum of surface
633 waters of the Rio Ruidoso from various wells and ditches in Hondo to the Village of
634 Ruidoso.
- 635 c. Temporarily divert 24.192 acre feet per annum for municipal use by the Village of
636 Ruidoso with 50% return flow credit with the move from points of diversion in Hondo.

637 Chair Powell commented on the need for the County to advocate for unincorporated communities
638 to prevent the permanent loss of water rights. Chair Powell discussed the adverse effects of
639 "transferring" water from one aquifer to another. Chair Powell voiced numerous concerns on
640 behalf of residents of the Hondo Valley regarding the published water right transfers to the Village
641 of Ruidoso. Chair Powell stated the requested transfers could not be satisfied with current surface
642 water flow in the Rio Ruidoso and would necessitate pumping of groundwater causing additional
643 damage to the watershed. Chair Powell stated the situation was of "grave concern" and requested
644 the Board of County Commissioners send comments to the State Engineer stating opposition to
645 these particular applications for transfer based on the area having been previously designated as
646 "impaired".

647 **Motion:** Direct the Manager to send a letter to the State Engineer requesting re-evaluation of the
648 published application to divert water from Hondo to the Village of Ruidoso due to long term
649 impairment in a critical management area; and further noting the applicant has utilized five years
650 of allotted water rights in three years, **Action:** Approve, **Moved by** Commissioner Stone,
651 **Seconded by** Commissioner Doth.

652 Commissioner Doth questioned the status of the ongoing USGS report and evaluation of the
653 watershed. Ms. Taylor stated she would research status of the study and request an update for
654 use in evaluation of applications for transfers.

655 Commissioner Doth commented on the lack of water planning by the Village of Ruidoso including
656 the lack of development of additional storage capacity.

657 **Vote:** Motion passed (**summary:** Yes = 4, No = 1, Abstain = 0).

658 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth.

659 **No:** Commissioner Draper.

660
661 Ms. Taylor further reported on recent news reports regarding the Mescalero Apache Tribe's desire
662 to acquire approximately 400 acres of US Forest Service land at Ski Apache. Ms. Taylor provided
663 a copy of a previous letter of objection to this land transfer sent to the New Mexico Congressional
664 delegation.

665 There was general consensus to send a follow up letter of opposition regarding the land swap
666 proposed by the Mescalero Apache Tribe, to the NM Congressional Delegation, Bureau of Indian
667 Affairs, Department of the Interior, Water Trust Board, State Engineer, Interstate Stream
668 Commission and the Governor.

669 3. Ms. Taylor stated the Wildfire Task Force convened by the NM Public Regulation
670 Commission (PRC) included in its scope of work issues around utility lines across private and
671 public lands and coordination of efforts to reduce problem trees around utility lines. Ms. Taylor
672 stated on April 17, 2014 she and Commissioner Doth attended a meeting during which
673 Commissioner Doth provided information regarding fire starts in Lincoln County and the Village
674 of Ruidoso due to trees and limbs falling on power lines.

675 Commissioner Doth suggested a Hazard Tree Ordinance be developed to assist with this safety
676 problem. Commissioner Doth stated the PRC was considering what level of enforcement was
677 available to the agency to require entities to deal with hazardous tree removal. Commissioner
678 Doth noted the Electric Cooperative Companies had expressed interest in working with counties
679 to deal with the fire hazard issue.

680 Chair Powell expressed concern about enforcement of any proposed Ordinance and the potential
681 liability of non-enforcement. Attorney Morel stated he reviewed several Ordinances adopted by
682 other entities. Attorney Morel stated legitimate concerns included cost of enforcement, limitations
683 on enforcement by utility companies, and potential liability of non-enforcement. Attorney Morel
684 stated an Ordinance could be drafted for discussion next month but adoption would be
685 problematic until enforcement issues were resolved.

686 Commissioner Stone stated Otero County Electric Co-op was limited to a 20 foot easement for
687 power lines and due to easement restrictions the Co-op could not cut trees outside of the right of
688 way even if the height of the tree posed a hazard to the line. Commissioner Stone reminded no
689 County Ordinance had jurisdiction on US Forest Service land and suggested the only enforcement
690 area available to the County was private land.

691 Commissioner Doth suggested the County might assign personnel to simply identify potential
692 problems and inform the responsible party. Commissioner Minter suggested public education
693 and meeting with utilities to address the issue. Commissioner Minter discussed the limited
694 resources available to deal with hazardous trees by both utility companies and also the County
695 Road Department. Commissioner Doth stated he spoke with District Ranger Dave Warnack and
696 received assurance the Smokey Bear Ranger District would utilize their resources to review power
697 lines running through US Forest Service land. Commissioner Draper suggested enlisting the
698 assistance of utility companies to identify hazardous trees and notifying the landowner if the tree
699 was outside the easement area. Chair Powell advocated for personal responsibility by
700 landowners.

701 Spencer Baldwin, OES stated the majority of large fires last year in New Mexico were started by
702 downed power lines and stated the utility companies were well aware of this problem. Mr.
703 Baldwin voiced concern about hazardous trees outside the power line easements and the
704 potential financial burden placed on private landowners after a fire for which they were not
705 responsible. Mr. Baldwin suggested additional research prior to developing an Ordinance.

706 Commissioner Doth suggested identifying funding to target all hazardous trees, as there were
707 trees which were hazardous to road ways as well as power lines. Commissioner Doth advocated
708 for additional research on the feasibility of an Ordinance.

709 There was a general consensus for Mr. Baldwin and Attorney Morel to continue to research the
710 feasibility of developing an Ordinance or other potential solutions.

711 4. Ms. Taylor reported a Town Hall meeting on Water Planning, Development and Use was
712 held in Albuquerque on April 15th and 16th with Commissioner Powell, Commissioner Stone,
713 Commissioner Minter and herself in attendance. Ms. Taylor provided copy of the Participant
714 Packet which described topics, strategies, goals and some outcome from the meeting.

715 **16. Consideration / Potential Action on Bid Awards:**

716 Bid 13-14-009 - Resurfacing Cedar Creek Road

717 Ms. Taylor detailed the two bids received to resurface Cedar Creek Road as follows:

- 718 1. Mesa Verde Enterprises, Inc. \$169,716.40
719 2. Renegade Construction, LLC \$199,568.38
720

721 **Motion:** Award Bid 13-14-009 to Mesa Verde Enterprises, Inc. for \$169,716.40, **Action:** Approve,
722 **Moved by** Commissioner Doth, **Seconded by** Commissioner Stone.

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

724 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
725 Commissioner Draper.

726 **19. Consideration/Potential Action on Substance Abuse Agreement**

727 Ms. Taylor stated the County entered into an agreement with Substance Abuse Services of
728 Lincoln County on July 1, 2011 for the provision of mental health and electronic monitoring
729 services to inmates in the Lincoln County Detention Center. Ms. Taylor stated under the terms
730 of the contract the County agreed to pay Substance Abuse Services \$50.00 per hour for providing
731 services, not to exceed \$50,000 annually. Ms. Taylor stated due to high expense levels in the
732 first three months of this year billing through March of 2014 was \$55,724.68 for services. Ms.
733 Taylor stated the contract also allowed "in the event the cost for services rendered exceeds
734 \$50,000 per year, the parties to the Contract shall discuss additional funding and/or other options".
735 Ms. Taylor recommended increasing the annual agreement limit to \$71,000 through June 30,
736 2014 to accommodate estimated expenses of \$5000 per month for the remainder of the fiscal
737 year.

738 **Motion:** Amend the contract agreement to reflect an increase to \$71,000 of the budgeted amount
739 for the remainder of the fiscal year ending June 30, 2014, **Action:** Approve, **Moved by**
740 Commissioner Doth, **Seconded by** Commissioner Draper.

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

742 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
743 Commissioner Draper.

744 **23. Report on Completed Lodgers' Tax Audits Per Requirements of County Ordinance**
745 **2004-04 for Calendar Year 2012**

746 Ms. Taylor stated Dan Austin, CPA conducted the annual audit of lodgers subject to the Lodger's
747 Tax. Ms. Taylor provided a copy of the audit and supporting documentation. Ms. Taylor detailed
748 the audit findings which confirmed compliance and no exceptions by the Dragon Fly Inn Bed and
749 Breakfast; Riverstone Ranch, Inc.; Varnadore Little Creek; and Elk Run Cabins and RV Park.
750 Ms. Taylor stated findings were forwarded by Mr. Austin to the NM Department of Finance and
751 Administration as required.

752 **Motion:** Approve the annual Lodgers' Tax Audits, **Action:** Approve, **Moved by** Commissioner
753 Stone, **Seconded by** Commissioner Doth.
754 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 5).
755 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
756 Commissioner Draper.

757 **25. Authorization to Schedule Public Hearing to Consider Other Outdated or New**
758 **Lincoln County Ordinance**

759 a. Ordinance Prohibiting Contraband in Lincoln County Detention Center
760

761 **Motion:** Schedule a Public Hearing to consider the Ordinance Prohibiting Contraband in the LC
762 Detention Center for the next Regular Meeting, **Action:** Approve, **Moved by** Commissioner Doth,
763 **Seconded by** Commissioner Draper.

764 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 5).
765 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
766 Commissioner Draper.

767
768 b. Hazardous Tree Ordinance
769

770 No action was taken.

771
772 **26. Consideration of Appointments and Removals from Boards/Commissioners/**
773 **Committees:**

774 a. Lodger's Tax Committee
775

776 **Motion:** Reappoint Alice Seely to the Lodger's Tax Committee, **Action:** Approve, **Moved by**
777 Chair Powell, **Seconded by** Commissioner Doth.

778 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 5).
779 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
780 Commissioner Draper.

781
782 b. Planning Commission
783

784 **Motion:** Reappoint Dennis Rich to the Planning Commission, **Action:** Approve, **Moved by**
785 Commissioner Draper, **Seconded by** Commissioner Doth.

786 **Vote:** Motion carried by unanimous vote (**summary:** Yes = 5).
787 **Yes:** Chair Powell, Commissioner Minter, Commissioner Stone, Commissioner Doth,
788 Commissioner Draper.

789
790 c. Tabled-Senior Citizens Olympic Committee

791 No action was taken.

792 **28. Signing of Official Documents**

793 **29. Next meetings:**

- 794 a. May 2, 2014 Special Regular Commission Meeting
795 b. May 20, 2014 Regular Commission Meeting

796 **30. Adjourn**

797 There being no further business to come before the Board of County Commissioners, Chair
798 Powell adjourned the meeting at 4:54:45 PM.

799
800 Respectfully submitted by,
801 Rhonda B. Burrows
802 Lincoln County Clerk

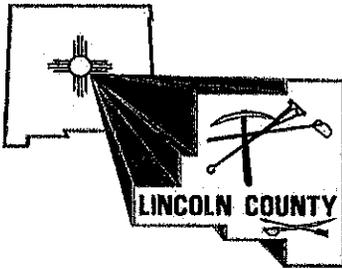
DRAFT

Agenda Item No. 7

SUBJECT

Approval of Consent Agenda:

- a. Payroll/Accounts Payable/Budget/ Expenditures
- b. Treasurer's Financial Report for the Month ending April 30, 2014
- c. Carrizozo Soil & Water Conservation District Mill Levy



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County of Lincoln

P.O Box 711 • 300 Central Ave. • Carrizozo, New Mexico 88301-0711 • (575) 648-2385

ACCOUNTS PAYABLE and PAYROLL

The following claims or bills on file with the office of the Lincoln County Manager were examined and approved as paid with checks hereof drawn upon the various County funds according to the check register covering the period from April 1 through April 30, 2014 in the amount of \$ 2,335,852.33.

NOW, THEREFORE, the above bills are hereby approved.

ADOPTED, PASSED AND SIGNED the 20th day of May, 2014.

BOARD OF COMMISSIONERS LINCOLN COUNTY, NEW MEXICO

Jackie M Powell, Chairwoman

Preston Stone , Vice-Chair

Kathryn Minter, Member

Dallas Draper, Member

Mark Doth, Member

ATTEST:

Rhonda B Burrows, County Clerk

Summa

**Carrizozo Soil & Water Conservation District
305 12th Street – PO Box 457, Carrizozo, NM 88301
575-648-2941**

Mill Levy Rate Resolution # 03 – 2014

WHEREAS the Board of Supervisors was authorized by a referendum held May 4, 1999 to establish a mill levy for a period of 10 years, not to exceed the rate of one dollar per thousand dollars of the net taxable value of real property within the District; and

WHEREAS, said referendum was conducted in accordance with provisions of the Soil and Water Conservation District Act [73-20-25 to 73-20-48 NMSA 1978]; and

WHEREAS, the Soil and Water Conservation District Act in Section 73-20-46 provides that if the district is indebted to the United States or the state or any of their respective agencies or instrumentalities, including the New Mexico finance authority, at the time of the expiration of the original authorization, the supervisors may renew the assessment by resolution for a period not to exceed the maturity date of the indebtedness, and no referendum for that renewal is necessary; and

WHEREAS, the Carrizozo SWCD is currently in debt to Upper Hondo SWCD for \$2,226.74 with a maturity date of May 1, 2015; and

WHEREAS, this resolution shall not become effective until approved in writing by the New Mexico Soil & Water Conservation Commission;

NOW THEREFORE, on this 14th day of April, 2014 the Board of Supervisors of the Carrizozo Soil & Water Conservation District being in session in accordance with the Open Meetings Act, a quorum being present, and following public discussion does hereby resolve to establish a mill levy at the rate of three-quarters of a dollar per thousand dollars of the net taxable value of real property within the District for the 2014 tax year.

Steve Harkey
Chairman; Board of Supervisors

SECRET

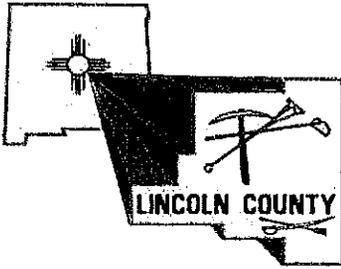
This resolution passed on a motion by Jack Allen Davidson
and second by Gray Gallacher.

Vote as follows (enter yea or nay):

- | | |
|---------------------|---------------|
| Melvin Johnson | <u>YEA</u> |
| Jim Grider | <u>Absent</u> |
| Steve Harkey | <u>YEA</u> |
| Gray Gallacher | <u>YEA</u> |
| Jack Allen Davidson | <u>YEA</u> |

Attest: *Bonnie Rapp*

April 14, 2014



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County of Lincoln

P.O. Box 711 • 300 Central Ave. • Carrizozo, New Mexico 88301-0711 • (575) 648-2385

Agenda Item No. 8

May 5, 2014

MEMORANDUM

TO: County Commissioners

FROM: Nita Taylor, Lincoln County Manager *NT*

SUBJECT: Monthly Smokey Bear District Ranger Report

Purpose: To provide an opportunity for the Smokey Bear District Ranger, David Warnack, to present a monthly report.

Discussion:

David Warnack will attend to present his briefing to update commissioners and the public on activities in the district. His briefing is at enclosure 1 for your review.

Recommendation: None – information only at this time.

**Smokey Bear RD, Lincoln National Forest, Briefing Paper for
Lincoln County Commissioners Meeting
May, 2014**

Critical Updates

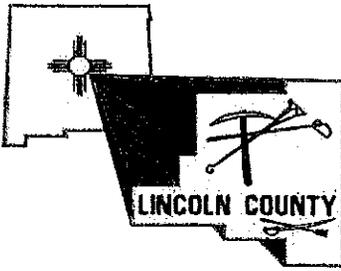
Fire Season/Preparedness

- All three Ranger Districts of the Lincoln National Forest - including Sacramento, Guadalupe, and Smokey Bear, will go into Stage 1 fire restrictions at 0800 on 5/21/14.
 - This includes the Prohibitions included in Forest Order # 08-264 (Read out loud).
 - It also includes the following Exemptions (Read).
 - Authorized developed areas on the SBRD that contain appropriate fire rings include:
 - Oak Grove Campground
 - Three Rivers CG
 - Sam Tobias Memorial Group CG
 - Cedar Creek Picnic Area
 - Skyline Campground
 - The Forest Service will continue to monitor conditions to inform future decisions regarding fire restrictions.

- Representatives from the Lincoln National Forest met with local First Responders and elected officials on May 8, 2014, to discuss wildfire status and preparedness. The meeting was attended by municipal, county, and state elected officials. Information was provided by Lincoln County EMS, NM State Forestry, Village of Ruidoso, Little Bear Forest Reform Coalition and the Forest Service. Thank you to the County Manager and commissioners for attending and contributing to the discussion.

End of Report

ENC 1



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County of Lincoln

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Agenda Item No. 9

May 5, 2014

MEMORANDUM

TO: County Commissioners

FROM: Nita Taylor, Lincoln County Manager *NT*

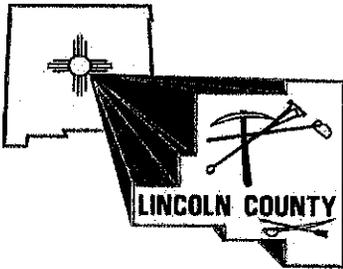
SUBJECT: Lincoln County Detention Center Update – Warden Anderson

Purpose: To provide an opportunity for the Lincoln County Detention Center, Warden Anderson, to provide an update.

Discussion:

Warden Anderson will appear to provide an update to the commissioners and the public on the Lincoln County Detention Center.

Recommendation: None – information only at this time.



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Agenda Item No. 10

May 16, 2014

MEMORANDUM

TO: County Commissioners

FROM: Nita Taylor, Lincoln County Manager *NT*

SUBJECT: Fire Danger Emergency Declaration

Purpose: To obtain approval of the attached resolution 2013-40

Discussion:

Since the Smokey Bear Ranger District will go into Stage 1 fire restrictions on May 21, 2014. County Manager recommends the adoption of the ban on burning as detailed in Resolution 2013-40 at enclosure 1. See enclosure 2 for definitions of the fire stage restrictions.

Recommendation:

Consider Resolution 2013-40.

**RESOLUTION NO. 2013-40
DECLARATION OF FIRE DANGER EMERGENCY**

(In accordance with Lincoln County Ordinance No. 2003-06 & 2011-2)

WHEREAS, the Board of County Commissioners of Lincoln County, New Mexico, has determined that the present fire danger within the County of Lincoln, due to the extreme drought conditions currently existing, is exceedingly high; and

WHEREAS, the Board of County Commissioners of Lincoln County has further determined that, in order to protect the health, safety, and welfare of the citizens of Lincoln County, the Board must take emergency action in its meeting of May 20, 2014; and

NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners of Lincoln County, New Mexico, hereby proclaims a ban on all burning of open flames, fires, campfires (except in designated areas), trash, rubbish, shrubbery or other material of any kind, except by permit. This Resolution to remain in effect for 30 days or until rescinded or extended by the Board of County Commissioners pursuant to NMSA 60-2C-8.1.

PASSED, APPROVED AND ADOPTED this 20th day of May, 2014.

**BOARD OF COUNTY COMMISSIONERS
OF LINCOLN COUNTY, NEW MEXICO**

JACKIE POWELL, CHAIRWOMAN

PRESTON STONE, VICE CHAIRMAN

KATHRYN MINTER, MEMBER

ATTEST:

DALLAS DRAPER, MEMBER

RHONDA BURROWS, CLERK

MARK DOTH, MEMBER

Encl 1

APPENDIX 6: RESTRICTION LANGUAGE AND CLOSURE GUIDLINES

There will be two fire restriction levels: Stage I and Stage II. Each agency/tribe within a fire restriction area must write its own agency/tribal document that authorizes the restrictions within its jurisdiction. A unit can decide to go into Stage II Restrictions without first going into Stage I Restrictions. This can be done to facilitate ease of implementation and enforcement in more complex heavily populated areas or due to an agency's fire restriction laws and regulations. Each agency/tribe is responsible for using its own format and having their legal counsel review the document to assure it is correct and enforceable.

To reduce confusion and standardize the restrictions, the following criteria should be used in all restriction documents.

Baseline Fire Restrictions: Baseline Fire Restrictions are the standard restrictions that are always in effect as determined by a management unit's year round orders or an agencies laws and regulations. Baseline fire restrictions can be agency and management unit specific and will be listed in the unit's specific restriction order or in the Restriction coordination Area level operating plan.

Discharging, or using any kind of fireworks, tracer ammunition, exploding targets or other incendiary devices in any location on Federal Lands is always prohibited. Approved spark arresting device is required for all internal combustion engines on federal lands.

Discharging, or using any tracer ammunition, exploding targets in any location on Arizona State Trust Lands are prohibited. Discharging or using any kind of fireworks for commercial ventures, or other incendiary devices would require permission through permits with the Arizona State Land Department. The discharging or using any kind of fireworks and incendiary devices would be prohibited under Stage I and Stage II Restrictions and closures.

Discharging, or using any kind of fireworks, tracer ammunition, exploding targets or other incendiary devices in any location on Tribal Trust Lands are prohibited under Stage I and Stage II Restrictions and closures.

New Mexico State Forestry will always go directly into Limiting Open Burning when entering into fire restrictions on New Mexico State and Private Lands. New Mexico State Trust Lands, NM State Park Lands and Lands Managed by the NM Game Commission may follow the Stages when they are adjacent to or surrounded by Federal Lands.



STAGE I (GENERAL)

The following acts are prohibited until further notice:

1. Building, maintaining, attending, or using a fire, campfire, charcoal, coal, or wood stove other than in a developed campsite or picnic area listed in the order.
2. Smoking, except within an enclosed vehicle or building, a developed recreation site/improved site or while stopped in an area at least three feet in diameter that is barren or cleared of all flammable materials.
3. For Tonto National Forest administered lands under Stage I Restrictions. Discharging a firearm except while engaged in a lawful hunt pursuant to state, federal, or tribal laws and regulations.

Note: each agency/tribe must cite their actual regulations/laws; therefore, the wording for the prohibition may be slightly different. Exemptions may vary according to specific agency laws and regulations.

Stage I Exemptions:

1. Persons with a written permit that specifically authorizes the otherwise prohibited act.
2. Persons using a device solely fueled by liquid petroleum or LPG fuels that can be turned on and off. Such devices can only be used in an area that is barren or cleared of all overhead and surrounding flammable materials within 3 feet of the device.
3. Persons conducting activities in those designated areas where the activity is specifically authorized by written posted notice.
4. Any Federal, State, or local officer or member of an organized rescue or firefighting force in the performance of an official duty.
5. All land within a city boundary is exempted unless otherwise stated in city ordinance.
6. Other exemptions unique to each agency/tribe.

An exemption does not absolve an individual or organization from liability or responsibility for any fire started by the exempted activity.

 **STAGE II (ELEVATED)**

The following acts are prohibited until further notice:

1. Building maintaining, attending, or using a fire, campfire, charcoal, coal, or wood stove including fires in developed campgrounds or improved sites.
2. Smoking, except within an enclosed vehicle or building.
3. Discharging a firearm except while engaged in a lawful hunt pursuant to state, federal, or tribal laws and regulations.
4. Mechanical and Industrial Prohibitions
 - a. Operating any Internal combustion engine.
 - b. Welding, or operating acetylene or other torch with open flame.
 - c. Using an explosive.

Note: each agency/tribe must cite their actual regulations/laws; therefore, the wording for the prohibition may be slightly different. Exemptions may vary according to specific agency laws and regulations.

Stage II Exemptions:

1. Persons with a written permit that specifically authorizes the otherwise prohibited act. This process can be utilized in cases where public works and public utility emergency repairs are necessary.
2. Industrial operations where specific operations and exemptions are identified and mitigation measures are implemented as outlined in an agency plan.
3. Persons using a device fueled solely by liquid petroleum or LPG fuels that can be turned on and off. Such devices can only be used in an area that is barren or cleared of all overhead and surrounding flammable materials within 3 feet of the device.

2013-03-12

4. Operating generators with an approved spark arresting device within an enclosed vehicle or building or in an area that is barren or cleared of all overhead and surrounding flammable materials within three feet of the generator.
5. Operating motorized vehicles on designated roads so long as you park in an area devoid of vegetation within 10 feet of the roadway.
6. Persons conducting activities in those designated areas where the activity is specifically authorized by written posted notice.
7. Any Federal, State, or local officer, or member of an organized rescue or firefighting force or other authorized personnel in the performance of an official duty.
8. All land within a city boundary is exempted unless otherwise stated by city ordinance.
9. Other exemptions unique to each agency/tribe.
10. Discharging of firearms is allowed on agency designated shooting ranges.

An exemption does not absolve an individual or organization from liability or responsibility for any fire started by the exempted activity.

CLOSURE GUIDELINES

The Geographic Agency Administrators within the Southwest Area should review these evaluation guidelines and determine threshold levels that substantiate the need for closures.

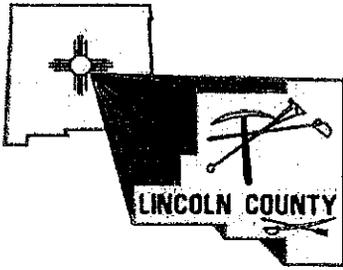
Examples include:

- Potential loss of life due to extreme fire conditions.
- High potential for extreme fire behavior.
- Level II restrictions are not effective in reducing the number of human-caused fires.
- Resources across the geographic area are at a critical shortage level.

The following standard exemptions will be allowed during closure and will be noted on all closure documents.

Closure Exemptions:

1. Persons with a written permit that specifically authorizes the otherwise prohibited act.
2. Persons conducting activities in those designated areas where the activity is specifically authorized by written posted notice.
3. Any Federal, State, or local officer, or member of an organized rescue or firefighting force or other authorized personnel in the performance of an official duty.
4. All land within a city boundary is exempted unless otherwise stated in city ordinance.
5. Other exemptions unique to each agency/tribe.



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Agenda Item No . 11

May 5, 2014

MEMORANDUM

TO: County Commissioners

FROM: Nita Taylor, Lincoln County Manager

SUBJECT: Memorial Day Proclamation

Purpose: To proclaim special recognition of this year's Memorial Day celebration.

Discussion: On behalf of a grateful nation, it is fitting to specifically recognize this year's Memorial Day observance.

As a community, citizens should pause to remember those who have given the last measure of themselves in the defense of our country.

In memory of those who have previously and more recently given their lives in the defense of all we hold dear, the Board of Commissioners request special recognition of those who must never be forgotten.

Recommendation: Approve the attached proclamation.

MEMORIAL DAY PROCLAMATION

WHEREAS, in 1865, Henry Welles, a druggist in the village of Waterloo, NY, mentioned at a social gathering that honor should be shown to the patriotic dead of the Civil War by decorating their graves and in the Spring of 1866, he again mentioned this subject to General John B. Murray, then Seneca County Clerk, General Murray embraced the idea and a committee was formulated to plan a day devoted to honoring the dead; and

WHEREAS, the townspeople adopted the idea wholeheartedly. Wreaths, crosses and bouquets were made for each veteran's grave. The village was decorated with flags at half mast and draped with evergreen boughs and mourning black streamers. And on May 5th, 1866, civic societies joined the procession to the three existing cemeteries and were led by veterans marching to martial music. At each cemetery there were impressive and lengthy services including speeches by General Murray and a local clergyman; and

WHEREAS, the ceremonies were repeated on May 5th, 1867. The first official recognition of Memorial Day was issued by General John Logan, commander of the grand Army of the Republic in his General Order No. 11 establishing "Decoration Day" as it was then known. The date of the order was May 5th, 1868, exactly two years after Waterloo's first observance. That year the community of Waterloo joined other communities in the nation by having their ceremony on May 30.

THUS, the tradition of Memorial Day reinforces our Nation's resolve to never forget those who gave the final measure for their country. We continue to rely on our brave and steadfast men and women in uniform to defend our freedoms. United as a people, we pray for the safety of our troops as this new generation follows an unbroken line of good, courageous, and unfaltering heroes who have never let their country down.

NOW, THEREFORE, with the 4489 killed in Iraq and 2314 killed in Afghanistan in mind, we, the Board of Commissioners of Lincoln County, proclaim special recognition of this year's Memorial Day celebrations to the citizens of Lincoln County, and ask all to remember those who have given the ultimate sacrifice in the defense of our great country.

PROCLAIMED this 20th Day of May 2014 in Lincoln County, New Mexico.

BOARD OF COMMISSIONERS OF
LINCOLN COUNTY, NEW MEXICO

Jackie Powell, Chairwoman

Preston Stone, Vice Chair

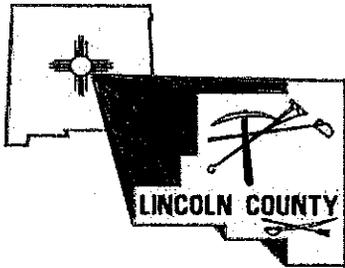
Kathryn Minter, Member

Dallas Draper, Member

Mark Doth, Member

ATTEST:

Rhonda Burrows, County Clerk



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County of Lincoln

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AGENDA ITEM NO. 12

May 16, 2014

MEMORANDUM

TO: County Commissioners

FROM: Nita Taylor, Lincoln County Manager *NT*

SUBJECT: Lodger's Tax Applications

Purpose: Consideration and Action on Lodger's Tax Applications

Consideration of these Applications were tabled at the April 25th Regular Commission meeting.

Following are the Lodger's Tax Committee's funding recommendations from its March 25th meeting.

4. Funding Request: \$4,550.29; Art Loop July 4-6, 2014; Application 1715
Presenter: Ronda Dougherty/Lincoln County Art Loop. **See pages 1 - 13**
5. Funding Request: \$ 1,000.00; Christmas Jubilee November 7-9, 2014 Application 1716
Presenter: Linda McKinley/Ruidoso Valley Greeters. **See pages 14 - 22**
6. Funding Request: \$ 5,000.00; Fort Stanton Live July 11-13, 2014;
Application 1717. Presenter: Larry Auld/Fort Stanton, Inc. **See pages 23 - 31**
7. Funding Request: \$ 2,800.00; Ruidoso Grindstone Trail Runs July 26, 2014
Application 1718. Presenter: Frederic Moras/Ski Run Road Challenge. **See pages 32-36**
8. Funding Request: \$ 10,000.00; True Enchantment Tourism Board March 1, 2014-February 28, 2015;
Application 1719; Presenter: Jim Boswell/Carrizozo Works, Inc. **See pages 37 - 39.** Additional material provided by Jim Boswell **Pages 40 - 48.**

Per Enclosure A:

Total Advertising Budget Amount for FY13/14	\$130,367.00
Total Awarded to Date	<u>\$ 120,771.37</u>
Balance of Budget not yet Awarded	\$ 9,595.63

Recommendation: Consider awarding some funding, not to exceed the balance of \$9,595.63, to the July events highlighted above (#s 4, 6 and 7). The total requested for those three events is \$12,350.29. The remaining events occur in the next fiscal year, and can be addressed in July or later. This problem is exacerbated by the awarding of funds in the current fiscal year for events to take place in the next fiscal year. Manager recommends that Staff work with the Lodger's Tax Committee to fine-tune the process, resulting in a better awareness of funds availability and timely consideration and awarding of funds.

Lincoln County
Lodgers Tax Committee
Regular Meeting

James Hobbs, Tourist Related
Sue Hutchison, General Public
David Vigil, Lodging Industry

Alice Seely, Tourist Related
Victor Garrison, Lodging Industry

AGENDA

Village of Capitan (Council Chambers) Capitan, New Mexico
Tuesday, March 25, 2014 @ 10 A.M.

1. Call to Order
2. Roll Call
3. Approval of Minutes: February 25, 2014 Regular Meeting
4. Funding Request: \$5,400.00
Purpose: Art Loop
Date(s) of Event: July 4-6, 2014
Presenter: Ronda Dougherty/Lincoln County Art Loop
5. Funding Request: \$ 1,000.00
Purpose: Christmas Jubilee
Date(s) of Event: November 7-9, 2014
Presenter: Linda Mckinley/Ruidoso Valley Greeters
6. Funding Request: \$ 5,000.00
Purpose: Fort Stanton Live
Date(s) of Event: July 11-13, 2014
Presenter: Larry Auld/Fort Stanton, Inc.
7. Funding Request: \$ 2,800.00
Purpose: Ruidoso Grindstone Trail Runs
Date(s) of Event: July 26, 2014
Presenter: Frederic Moras/Ski Run Road Challenge
8. Funding Request: \$ 10,000.00
Purpose: True Enchantment Tourism Board
Date(s) of Event: March 1, 2014-February 28, 2015
Presenter: Jim Boswell/Carrizozo Works, Inc.
9. Acceptance -
 - A. Lodgers Tax Report – Lodger’s Tax Report February 2014
10. Acceptance -
 - A. Budget Report Ending February 28, 2014

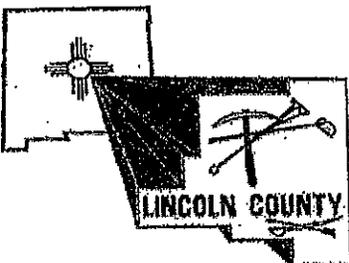
11. Other Items (for discussion only - no action will be taken)

- A. Outstanding Purchase Orders as of February 28, 2014
- B. Awarded Funds Summary – February 2014

12. Next meeting:

- A. April 19, 2014 Regular Meeting

10. Adjourn



County of Lincoln

RECEIVED
MAR 19 2014

A

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LINCOLN COUNTY NM

www.lincolncountynm.net

NAME OF EVENT: Art Loop DATE(S) OF EVENT: July 4, 5 & 6, 2014

NAME OF ORGANIZATION(S) APPLYING FOR FUNDING: Lincoln County Art Loop

AMOUNT REQUESTED: \$ 5,400.00

DESCRIBE EVENT BACKGROUND & RATIONALE: Attached -> Description of Event.

HOW WILL YOU ADVERTISE AND MARKET THE EVENT? Attached -> ART LOOP proposed Advertising Plan 2014. Mail 2100 Brochures/Maps out of area.

HOW WILL ATTENDANCE AND ORIGIN BE MEASURED? Attached -> Survey Sheet (Drawing) from past - results. 2014, Survey to be used this year.

HAVE YOU DISCUSSED SPECIAL ROOM PACKAGES DURING YOUR EVENT WITH A LINCOLN COUNTY LODGER? YES NO HOW WILL OCCUPANCY RATES BE REPORTED/TRACKED?
Page on Website for hotels that give discount to visitors to Arthrop & Lincoln County. Survey page, will help report occupancy rates

WHAT PERCENTAGE OF YOUR MEDIA BUDGET WILL BE USED OUTSIDE OF LINCOLN COUNTY? 90%
WILL YOU HAVE A WEBSITE FOR YOUR EVENT? YES NO
Attached Advertising Plan with Locations on it.

FUNDS WILL BE USED FOR:

NEWSPAPER ADVERTISING:	\$	_____
RADIO:	\$	_____
MAGAZINE:	\$	_____
INTERNET:	\$	_____
PRINTING:	\$	<u>4450.29</u>
OTHER: <u>Postage</u>	\$	<u>1470.00</u> <u>Attached</u>
TOTAL:	\$	<u>5920.29</u>

OTHER FUNDING SOURCE & AMOUNT Attached - proposed budget for 2014 Income & Expenses for 2014

Please feel free to add additional pages, samples of ads or brochure artwork, etc.

RULES AND REGULATIONS

I understand that these are public funds and they are to be administered according to State Law and County Ordinances, and I agree to submit a follow up report with a financial statement within (90) days following the event or I could forfeit the funds. Funding recommended for approval by the Lincoln County Lodger's Tax Committee must be approved by the Lincoln County Commission (Governing Body). I also understand that approved funding amounts may differ from the amount requested on the application.

NAME (PRINT) OF APPLICANT MAKING REQUEST:	<u>Ronda Dougherty</u>
SIGNATURE OF APPLICANT:	<u>Ronda Dougherty</u>
ADDRESS/CITY/ZIP:	<u>PO Box 234, Lincoln NM 88338</u>
PHONE: <u>575-653-4219</u>	EMAIL ADDRESS: <u>rondadougherty@pvtn.net</u>
DATE SUBMITTED: <u>3/17/14</u>	PRESENTED AT MEETING ON: <u>3/25/14</u>

Attach any previous year's budget and proposed budget for event. Mail or deliver to Bille-Jo Guevara, Lincoln County, PO Box 711, Carrizozo, NM 88301 or Fax to (575)648-4182.

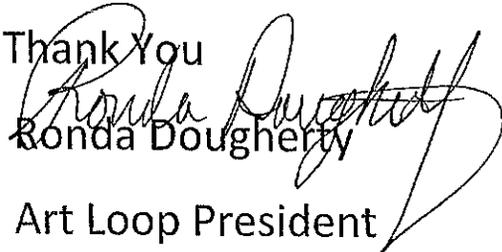
ART LOOP

Description of Event

2014

Art Loop began as a creative venture amongst Lincoln County Artists 19 years ago and continues to be one of the most successful studio tours in New Mexico. Throughout Lincoln County artist will open their studios, demonstrate their and discuss their creative process, making this much more than a vibrant art market. Art loop is a self-guided studio tour. Ten thousand brochures/maps will be printed, handed out and mailed far and wide to art enthusiasts, across the United States. We estimate that only 3% of the attendees actually fill out the surveys from the past loops. Our estimated attendance for the last year was 9000+. Thank You for your time and consideration.

Thank You


Ronda Dougherty

Art Loop President

575-653-4219

ART LOOP

Proposed Advertising Plan

2014

Lubbock Newspaper	576.00
El Paso- Scene	643.00
Midland/Odessa- Newspaper	450.00
Roswell- Newspaper	465.00
Roswell-Vision Magazine -2 Times	355.00
Las Cruces-Newspaper	480.00
Ruidoso Newspaper/Vamonos	775.00
New Mexico Magazine-June	1230.00
Southwest Art Magazine-June	2300.00
Tucson AZ-Newspaper	750.00
Santa Fean Magazine	975.00
<u>Proposed Advertising Total</u>	8999.00



2014 LINCOLN COUNTY
STUDIO TOUR
Drawing



2014 LINCOLN COUNTY
STUDIO TOUR
Drawing

FIRST & LAST NAME

MAILING ADDRESS LINE 1

MAILING ADDRESS LINE 2

TOWN/CITY STATE ZIP

PHONE AREA CODE & NUMBER

EMAIL ADDRESS

Circle one answer

- YES NO Did you travel from out of town (Lincoln county)?
- YES NO Did you come to town to see the studio tour?
- YES NO Are you staying in a hotel or renting during your stay?
- YES NO Have you attended this tour before?
- YES NO Do you hope to see this tour again?
- YES NO Are you on our mailing list?
- YES NO If not would you like to be?

Circle any answers that apply

What other attractions do you plan to do?
See a show, gamble, dine out, hike, play golf, fish, other.
How did you hear about this tour? Magazine, Radio, Newspaper,
Email, Picked up Art Loop Brochure, Mailed Art Loop Brochure, Town
Banner, Other _____
How long are you staying in the area? _____

Thank you for completing this form. It allows the ART LOOP® to collect data for the Lincoln county Lodger's Tax. In return your survey is placed into a drawing for a gift certificate depending on how many studios you/family visit.

- 1 – 8 visits goes into the \$75 certificate drawing
- 9 – 19 visits goes into the \$150 certificate drawing
- 20 or more goes into the \$300 certificate drawing

The certificate can be used towards the purchase of art from any 2014 Art Loop Artist. To be valid, each visited studio must place or punch their registered mark into their studio numbered section on this form. The certificate cannot be exchanged for cash. No cash is returned to the holder if exchanging it for artwork at a lesser value. All surveys must be completely filled out in order to be placed into the appropriate drawing. Incomplete forms are voided. Please print your information clearly so that it is readable. Only one survey per family.

Turn this form into the last artist visited!

1	2	3	4	5	6	7	8	9	10	11
12	13	14	15	16	17	18	19	20	21	22
23	24	25	26	27	28	29				

FIRST & LAST NAME

MAILING ADDRESS LINE 1

MAILING ADDRESS LINE 2

TOWN/CITY STATE ZIP

PHONE AREA CODE & NUMBER

EMAIL ADDRESS

Circle one answer

- YES NO Did you travel from out of town (Lincoln county)?
- YES NO Did you come to town to see the studio tour?
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- YES NO Have you attended this tour before?
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Circle any answers that apply

What other attractions do you plan to do?
See a show, gamble, dine out, hike, play golf, fish, other.
How did you hear about this tour? Magazine, Radio, Newspaper, Email,
Picked up Art Loop Brochure, Mailed Art Loop Brochure, Town Banner,
Other _____
How long are you staying in the area? _____

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Turn this form into the last artist visited!

1	2	3	4	5	6	7	8	9	10	11
12	13	14	15	16	17	18	19	20	21	22
23	24	25	26	27	28	29				

2011 ART LOOP QUESTIONNAIRE STATISTICS

Total Attendance: *that turned in survey sheet* 283

How did you hear about Art Loop? (Check all that apply)

Art Loop Brochure	166 (59%)
Newspaper	63 (22%)
Ruidoso	56 (20%)
El Paso	2 (-1%)
Roswell	5 (2%)
Other__	
Art Loop Website	17 (6%)
Street Banner	37 (13%)
Mail List	26 (9%)
Postcard	10 (3%)
New Mexico Magazine	16 (6%)
Texas Monthly	2 (-1%)
Southwest Art Magazine	1 (-1%)
Free Press	15 (5%)
Visitors' Guide	15 (5%)
Southwest Living & Real Estate Press	0
Motor Home Magazine	0
Other: Friend or Artist	70 (25%)

Did you attend the Thursday night Preview Party at the Sanctuary?

Yes 33
No 195

Where are you staying while attending Art Loop:

Permanent Residence in Lincoln County	77 (27%)
My vacation home in Lincoln County	92 (33%)
Staying with friends	35 (12%)
Staying in local lodging (check one):	42 (15%)
Hotel/Cabin	22 (8%)
Rental home	12 (4%)
RV Park	8 (3%)

Did you travel to Lincoln County to attend Art Loop?

Yes 92 (33%)
No 155 (55%)

Is this your first time to attend Art Loop?

Yes 108 (38%)
No 151 (53%)

Which age group are you in?

20-35 22 (8%)
36-50 26 (9%)
51-64 **133 (47%)**
65 and older 88 (31%)

Permanent Residence

NEW MEXICO: 150 (53%)

Ruidoso: 61
Alto: 32
Roswell: 11
Alamogordo: 9
Las Cruces: 7
Albuquerque: 5
Capitan: 5
Carlsbad: 3
Cloudcroft: 2
Deming: 1
Farmington: 1
High Rolls: 2
Lovington: 2
Nogal: 3
Santa Fe: 1
Ruidoso Dns: 2
Tularosa: 2

TEXAS: 124 (44%)

Austin: 10
El Paso: 7
Pampa: 6
Granbury: 5
Houston: 5
San Antonio: 5
Others: 85

ILLINOIS: 1

OKLAHOMA: 4

TENNESSE: 2

MINESTOA: 1

FLORDIA: 1

ARTIST SALES:

38,305.00
\$8,305.00

(Does not include Studios 1, 3, 14, 15, 18, & 21) – Did not attend wrap up.

ART LOOP 2010 QUESTIONNAIRE STATISTICS

Total Attendance: 307
(that turned in survey)

How did you hear about Art Loop:

Brochure:	166	(54%)
Newspaper:	98	(32%)
Ruidoso:	72	(23%)
Roswell:	11	(4%)
Otero:	1	
Other:	14	
Free Press:	1	
Loop Artist:	10	
Friend:	43	(14%)
Street Banner:	47	(15%)
Mail List:	28	(9%)
NM Magazine:	23	(8%)
Artist Directory:	27	(8%)
Posters/Signs:	4	
Visitors' Guide:	2	
Chamber:	2	

Where are you staying:

Local:	131	(43%)
Have Vac Home:	87	(28%)
With Friends:	34	(11%)
Local Lodging:	37	(12%)
RV Park:	5	

Did you travel here for Art Loop:

Yes:	82	(27%)
No:	183	(60%)

Is this your first time to attend Art Loop:

Yes:	122	(40%)
No:	145	(47%)

Age Group:

20-35	10	(3%)
36-50	42	(14%)
51-64	132	(43%)
65 +	110	(36%)

ART LOOP 2010**Permanent Residences:****NEW MEXICO: 155 (50%)**

Ruidoso: 48
Alto: 32
Roswell: 20
 Capitan: 10
 Alamogordo: 6
 Albuquerque: 6
 Ruidoso Dwns: 5
 Nogal: 5
 Artesia: 4
 Las Cruces: 4
 Carlsbad: 3
 Carrizozo: 2
 Lincoln: 2
 La Luz: 1
 Mayhill: 1
 Rio Rancho: 1
 Sandia Peak: 1
 Tinnie: 1
 Tularosa: 1
 Aztec: 1
 Corrales: 1

TEXAS: 131 (43%)

Amarillo: 2
 Aransas Pass: 1
 Arlington: 3
 Aubrey: 1
Austin: 18
 Baytown: 2
 Belaire: 1
 Bonham: 1
 Brenham: 1
 Brownsboro: 2
 Conroe: 2
 Cypress: 3
 Dallas: 4
 Decatur: 1
 Denison: 1
El Paso: 9
 Fair Oaks Rch: 1
 Fredricksburg: 2
 Friona: 1
 Frisco: 2
 Ft. Worth: 3
 Georgetown: 3
 Gonzales: 1
 Granbury: 6
 Helotez: 2
 Hondo: 5

Houston: 11
 Hurst: 1
 Irving: 2
 La Grange: 1
 Lakeway: 1
 Lano: 1
 Leander: 2
 Lubbock: 1
 Midland: 5
 Montgomery: 1
 N. Rich Hills: 1
 Pampa: 4
 Plainview: 1
 Plano: 2
 Potsboro: 1
 Ranger: 1
 Round Rock: 4
 San Angelo: 2
 San Antonio: 5
 Seguin: 1
 Slaton: 1
 Sonora: 2
 Springtown: 1
 Tyler: 1

ARIZONA: 7 (2%)

Buckeye: 2
 Casa Grande: 1
 Chandler: 1
 Tucson: 3

CALIFORNIA: 3 (1%)

Danville: 1
 Luguna Hills: 1
 Modesto: 1

COLORADO: 1 (>1%)

Golden: 1

ILLINOIS: 3 (1%)

St. Charles: 1
 Park Ridge: 2

INDIANA: 1 (>1%)

Brownsburg: 1

KANSAS: 1 (>1%)

Winfield: 1

MISSOURI: 1 (>1%)

Springfield: 1

OKLAHOMA: 2 (1%)

Tulsa: 2

WASHINGTON: 2 (1%)

Kenmore: 2

Art Loop
Printing Brochure
2014

Estimated Costs

10,000 Brochures printing and shipping	2990.29
Postage 2100 Brochure out of area	1470.00
Printing of labels	100.00
Map up date	360.00
Graphic Artist	1000.00
Estimated Costs of Brochure	5920.29

ART LOOP 2014
PROPOSED BUDGET

Income

Artists Application fees	875.00
Artist Participation fees	6125.00
Advertisers	5150.00
Website Advertisers	450.00
Lodgers Tax-estimate	5400.00
<u>Total Estimated Income</u>	<u>18,000.00</u>

Expenses

Brochure Design/Cranston Design	1000.00
Map Design/Douglas Miller	360.00
Website Host	400.00
Brochure printing	2990.29
Postage/Mailing	1659.00
Posters 100	200.00
Insurance	463.00
Chamber Memberships	225.00
PO Box fees	50.00

Advertising	9000.00
800 Number 1 year	146.00
Parade Expenses	150.00
Signage	240.00
Office Supplies	125.00
<u>Total Estimated Expenses</u>	<u>17,008.29</u>

Art Loop 2013

Actual Budget

Date	Check#	Detail	Category	Income	Expense	2013	2012
4/8/13		Janet Alexander	ad sales	454.21			
4/8/13		Forest Home Cabins	ad sales	229.78			
4/8/13		Michele Caskey	ad sales	42.75			
4/8/13		Sacred Grounds	ad sales	181.69			
4/8/13		Sanctuary on the River	ad sales	203.06			
4/8/13		Earlayne Chance	ad sales	347.34			
4/8/13		Ellis Store	ad sales	208.40			
4/8/13		Rosemary's Herb Shop	ad sales	80.16			
4/8/13		Emese Fisher	ad sales	203.00			
4/8/13		Wortley Hotel	ad sales	240.47			
4/8/13		Two Deer Giftshop	ad sales	80.16			
4/8/13		Tinnie's	ad sales	208.40			
4/8/13		Swan Studios	ad sales	203.06			
4/8/13		Fandangos	ad sales	80.16			
4/8/13		White Mountain Art Connection	ad sales	181.69			
4/8/13		Sole of the West	ad sales	64.12			
4/8/13		Dunbar Studios	ad sales	96.18			
4/24/13		Century 21	ad sales	229.79			
4/24/13		White Mountain Glass	ad sales	114.06			
4/24/13		Josie's Framery	ad sales	203.06			
4/24/13		Laughing Sheep	ad sales	80.16			
4/24/13		Pinnacle	ad sales	160.00			
4/24/13		Dolan House	ad sales	80.16			
4/24/13		Lincoln Works	ad sales	80.16			
4/24/13		Ruidoso Valley Chamber of Com	ad sales	160.31			
4/24/13		Mortgage Pro	ad sales	150.00			
4/29/13		Ford	ad sales	75.00			
4/29/13		Ford	ad sales	245.63			
6/13/13		Treehouse Café	ad sales	75.00			
6/13/13		Michelle's	ad sales	480.94			
TOTAL AD SALES						5238.90	13217.99
1/23/13		entry fees	artists fees	925.00			
2/25/13		participation fees	artists fees	3150.00			
2/28/13		participation fees	artists fees	875.00			
7/10/13	1016	Roberts - reimbursement	artists fees		175.00		
8/1/13	1020	Wild Herb Market -Thank You -	artists fees		35.88		
TOTAL ARTISTS FEES						4739.12	6292.06
TOTAL INCOME						9978.02	19510.05

12/19/12	transfer	Treehouse Café - Kick off party	advertising		150.83		
4/24/13	1004	Ruidoso News Summer Guide	advertising		488.81		
6/23/13	1012	The Ink 1/4 page color	advertising		252.11		
		New Mexico Magazine	advertising		1730.00		
		Vamanos full page	advertising		441.00		
8/1/13	1019	vamanos half page 6/28	advertising		239.52		
		Ruidoso News 1/4	advertising		88.00		
		Free Press	advertising		200.00		
		Roswell Daily Record	advertising		384.58		
		Raffle Giveaway	advertising		100.00		
		Raffle Giveaway	advertising		100.00		
		Raffle Giveaway	advertising		100.00		
TOTAL ADVERTISING EXPENSE						4274.85	6372.82

Art Loop 2013

Date	Check#	Detail	Category	Income	Expense	2013	2012
5/12/13	1007	Caggiano Consulting	graphics		428.71		
5/16/13	1008	Cranston Designs	graphics		1000.00		
4/24/13	transfer	Starbucks - Thank Yous - mkc	graphics		38.20		
TOTAL GRAPHICS EXPENSE					1466.91	1466.91	4242.62
6/24/13	1013	Farmers Insurance	insurance		463.51		
TOTAL INSURANCE EXPENSE						463.51	463.51
3/7/13	1002	Zozo chamber dues	membership		35.00		
3/7/13	1003	Ruidoso chamber dues	membership		125.00		
TOTAL MEMBERSHIP FEE EXPENSE						160.00	160.00
7/10/13		CRS	sales tax		714.70		
TOTAL SALES TAX EXPENSE						714.70	685.91
4/24/13	transfer	Staples - mkc	office supplies		267.57		
TOTAL OFFICE SUPPLIES EXPENSE						267.57	100.00
4/24/13	1005	Banner update	signage		110.39		
7/10/13	1015	step signs - Adams	signage		365.52		
TOTAL SIGNAGE EXPENSE						475.91	269.52
5/12/13	transfer	Modern Postcard - mkc	advertising		2529.80		
TOTAL PRINTING EXPENSE						2529.80	5945.29
1/4/13	1001	Susan Angolani for toll free#	toll-free #		25.00		
5/12/13	transfer	Grasshopper - mkc	toll-free #		26.71		
4/24/13	transfer	Grasshopper - mkc	toll-free #		50.69		
6/23/13	transfer	Grasshopper - mkc	toll-free #		12.15		
TOTAL TOLL-FREE NUMBER EXPENSE					114.55	114.55	75.00
7/10/13	1017	Walmart - mkc	parade		66.62		
6/23/13	transfer	YaYa - mkc	parade		50.22		
6/23/13	transfer	Gemplers - mkc	parade		131.36		
TOTAL PARADE EXPENSE					248.20	248.00	0.00
12/19/12	transfer	USPS - Application Mailing	postage		152.85		
5/12/13	1006	USPS - Susan Wier-Ancker	postage		1000.00		
5/21/13	1010	USPS - Vicki Conley	postage		92.08		
5/21/13	1011	USPS - Susy Goza	postage		151.00		
6/3/13	transfer	USPS - Michele Caskey	postage		234.13		
7/1/13	1014	USPS - for raffle sheets	postage		65.20		
TOTAL POSTAGE EXPENSE						1695.26	62.00
5/15/13	1009	Susan Angolani-Domain renewal	website		40.00		
4/24/13	transfer	WIX annual dues - mkc	website		149.00		
TOTAL WEBSITE EXPENSE						189.00	1100.00
TOTAL EXPENSE						12600.06	

11/13/12		2012 balance carryover		3676.97			
8/8/13		2013 balance carryover				1054.93	

B

RECEIVED

February 18, 2014

FEB 25 2014

ADMINISTRATION
LINCOLN COUNTY NM

County of Lincoln
P. O. Box 711
Carrizozo, NM. 88301-0711

Re: Application for Lodgers Funds

Dear Sir or Madam:

Enclosed is an application for Lodgers Tax funds for 2014 Ruidoso Christmas Jubilee. Attached to the application are (1) results, of the random survey taken at the 2013 Jubilee; (2) the actual amounts spent for advertising for 2013; (3) the budgeted amount for the 2014 advertising and (4) a sample of the artwork used in all advertising.

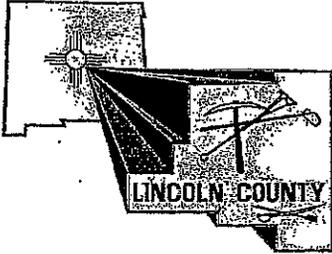
We are changing printing companies for the 2014 advertising year and we expect that printing costs will increase. We are requesting the amount of \$1,000.00 to help defray our expenses. We appreciate the assistance you have provided us in the past and respectfully request your help in 2014.

If you have any questions or concerns about our request please contact Linda McKinley at 336-7632 or lmckinley@windstream.net

Sincerely,



Linda McKinley, advertising Chairman
Ruidoso Valley Greeters Christmas Jubilee
575-336-7632 or 575-937-1492
lmckinley@windstream.net



County of Lincoln

P.O Box 711 • 300 Central Ave. • Carrizozo, New Mexico 88301-0711 • (575) 648-2385

www.lincolncountynm.net

NAME OF EVENT: Christmas Jubilee DATE(S) OF EVENT: Nov. 7, 8, + 9
NAME OF ORGANIZATIONS(S) APPLYING FOR FUNDING: Ruidoso Valley Greeters
AMOUNT REQUESTED: \$ 1,000.00

DESCRIBE EVENT BACKGROUND & RATIONALE: Christmas Jubilee is held to entice visitors to our area during a slow time for lodgers + vendors. Ruidoso Greeters is a nonprofit organization composed of volunteers and this is our only fund raising event.
HOW WILL YOU ADVERTISE AND MARKET THE EVENT? Posters, rack cards, book marks, print media, radio, internet, banners + any free ads we can find.

HOW WILL ATTENDANCE AND ORIGIN BE MEASURED? Adult admission is counted by admission fees and a random survey is conducted. Active military and children are free and not counted.

HAVE YOU DISCUSSED SPECIAL ROOM PACKAGES DURING YOUR EVENT WITH A LINCOLN COUNTY LODGER? YES NO HOW WILL OCCUPANCY RATES BE REPORTED/TRACKED? We have a link to all lodging in Lincoln County.

WHAT PERCENTAGE OF YOUR MEDIA BUDGET WILL BE USED OUTSIDE OF LINCOLN COUNTY? 80%
WILL YOU HAVE A WEBSITE FOR YOUR EVENT? YES NO

FUNDS WILL BE USED FOR:

NEWSPAPER ADVERTISING:	\$ <u>3,000.</u>
RADIO:	\$ <u>200</u>
MAGAZINE:	\$ <u>800</u>
INTERNET:	\$ <u>800</u>
PRINTING:	\$ <u>2,000</u>
OTHER:	\$ <u>2,000</u>
TOTAL:	\$ <u>8,500</u>

**all of the newspapers ads has extensive advertising on the internet.*

Please feel free to add additional pages, samples of ads or brochure artwork, etc.

RULES AND REGULATIONS

I understand that these are public funds and they are to be administered according to State Law and County Ordinances, and I agree to submit a follow up report with a financial statement within (90) days following the event or I could forfeit the funds. Funding recommended for approval by the Lincoln County Lodger's Tax Committee must be approved by the Lincoln County Commission (Governing Body). I also understand that approved funding amounts may differ from the amount requested on the application.

NAME (PRINT) OF APPLICANT MAKING REQUEST:	<u>Linda McKinley</u>
SIGNATURE OF APPLICANT:	<u>Linda McKinley</u>
ADDRESS/CITY/ZIP:	<u>126 Mira Monte Rd. Acta, NM 88312</u>
PHONE: <u>575-836-7632</u>	EMAIL ADDRESS: <u>lmcKinley@windstream.com</u>
DATE SUBMITTED: <u>2-24-14</u>	PRESENTED AT MEETING ON:

Attach any previous year's budget and proposed budget for event. Mail or deliver to Billie-Jo Guevara, Lincoln County, PO Box 711, Carrizozo, NM 88301 or Fax to (575)648-4182.

	A	B	C	D	E	G
1	Advertising Budget and Costs for 2013 Christmas Jubilee					
2	PAY TO:	for:	Budget	Actual	Tax	Paid
3	Copy Rite		\$ 8,500.00			11/2/2013
4		Rack Cards		\$ 344.52		
5		Book marks		\$ 168.00		
6		Posters		\$ 150.00		
7		Misc. graphics		\$ 50.00	\$ 61.45	
8	EJ Enterprise	New banner		\$ 175.00		10/10/2013
9	Ruidoso Web Corp	Special promo		\$ 400.00		10/29/2013
10	Website changes			\$ 45.00	\$ 3.88	10/29/2013
11						
12	Ruidoso News					11/22/2013
13	Ruidosonews.com	pencil ad		\$ 150.00	\$ 12.94	
14	elPasotimes.com	40,000 impressions		\$ 280.00		
15	lascrucessunnews.com	20,000 impressions		\$ 200.00	\$ 17.25	
16	LC My Las Cruces	3colx6" color ad	11/9/2013	\$ 216.00	\$ 16.34	
17	Al Hollogram	3colx5"B&W	11/7/2013	\$ 187.50	\$ 14.30	
18	El Paso times	2colx4" B&W	11/6/2013	\$ 800.00		
19			11/7/2013			
20			11/8/2013			
21	EL Paso HotTicket	2colx4" B&W	11/6/2013	0		
22	RuidosonewsDisplay	3colx10.5"color	11/6/2013	\$ 280.90	\$ 24.22	
23			11/8/2013			
24	Ruidoso Vamonos	3colcx10.5"color	11/6/2013	\$ 220.50	\$ 19.02	
25			11/8/2013			
26	Go Daddy	Hosting Renewal		\$ 71.88		7/23/2013
27	(2 years)	.com renewal		\$ 26.02		
28	(2 years)	.net renewal		\$ 34.34		
29	(2 years)	.org renewal		\$ 34.66		
30	Roswell Daily Record	Oct. Vision II	10/17/2013	\$ 133.79	\$ 9.53	11/22/2013
31	MTD Publishing					11/22/2013
32	Radio ads	5 Radio Spots	11/5-11/9/13	\$ 300.00	\$ 25.87	
33	Zine Magazine	4.92x10.4" (V) FC	11/6/2013	\$ 220.00		
34		1/4 page (V) FC	10/30/2013	\$ 145.00	\$ 12.50	
35	Spot "G" Ros	160 x 600	10/25/2013	\$ 75.00	\$ 6.46	
36	Half Page Zine Mag		10/30/2013	\$ 220.00	\$ 18.97	
37						
38	Southwestern Advert	deliver rack cards		\$ 158.53		11/25/13
39						
40	Lincoln Pageant	brochure for		\$ 90.00		3/21/13
41	Lincoln County Days					
42						
43	TOTAL ALL ADVERTISING			\$ 5,176.64	\$ 242.73	\$ 5,419.37

Greeters 1
2013 Christmas Jubilee
November 8, 9, & 10

Attendance and Survey Results

Attendance:	Total Paid Attendance:	4,554
	Active Military & Families Free:	153
	Children Under 12 free:	
	Santa Room Addencance:	493

*How they heard about the event: Local, El Paso, Roswell, & Las Cruces Newspapers , Internet, Banners, Flyers, Posters, AAA Magazine, Book Marks and word of mouth. Besides paid advertising, we made use of many free ads in publications statewide and

in Texas. It was advertised on the Marquee of the Chamber and First National Bank. We used paid radio ads to reach eastern New Mexico and west Texas and Free radio announcements and interviews on local stations. Besides the rack cards and book marks, we increased the the poster amount. We placed the posters around town and in

the surrounding communittees

*Where they Stayed: The Lodge, Best Western Motel, Cozy Cabins, Holiday Inn, Champion Run, Time-shares, Cloudcroft, Super 8 Motel, Rainbow Lake RV Resort, Riverside RV Park, second home, with friends and family.

*Where they lived: Local, Capitan, Las Cruces, El Paso, Roswell, Dexter, Deming, Lovington, Tularosa, Cloudcroft, Mescalero, Lincoln, Albuquerque, Belen, T or C, Socorro, Santa Fe, Estancia, Hobbs, and Artesia.

*Texas: Dallas, Austin, Houston, San Antonio, Kerrville, Midland, Odessa, Lubbock, Plainview, Hereferd, and Seminole

*Other States: Nevada, Arizona, Alabama, Virginia, New York, Kansas, North Dakota, Colordo, Oklahoma, California, Florida,

*Countries: Mexico, Canada

Greeters

2014 Advertising

Online Advertising	\$1,000.00
Printing Advertising	5,000.00
Radio Advertising	200.00
Website	150.00
Other Advertising	1,000.00
	<hr/>
	\$7,350.00



2013 Ruidoso Christmas Jubilee

Presented by Ruidoso Valley Greeters

A Shopping Extravaganza
80 Local Merchants & Food Courts

Ruidoso Convention Center
November 08, 09, & 10



Friday Noon - 6 PM
Saturday 10 AM to 6 PM
Sunday 11 AM to 4 PM

ACTIVITIES FOR THE CHILDREN
Story Telling & Visit with Santa
Saturday 10 AM to 4 PM, Sunday 12:30 PM to 3 PM

For information, call (575) 336-4877
www.ruidosochristmasjubilee.net



ADVERTISING

FOR RUIDOSO VALLEY GREETERS

2013

	A	B	C	D	E	G
1	Advertising Budget and Costs for 2013 Christmas Jubilee					
2	PAY TO:	for	Budget	Actual	Tax	Paid
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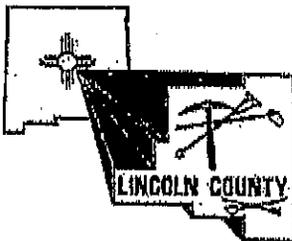
*Where they lived: Local, Capitan, Las Cruces, El Paso, Roswell, Dexter, Deming, Lovington, Tularosa, Cloudcroft, Mescalero, Lincoln, Albuquerque, Belen, T or C, Socorro, Santa Fe, Estancia, Hobbs, and Artesia.

*Texas: Dallas, Austin, Houston, San Antonio, Kerrville, Midland, Odessa, Lubbock, Plainview, Hereferd, and Seminole

*Other States: Nevada, Arizona, Alabama, Virginia, New York, Kansas, North Dakota, Colordo, Oklahoma, California, Florida,

*Countries: Mexico, Canada

C



County of Lincoln

P.O. Box 711 • 300 Central Ave. • Carrizozo, New Mexico 88301-0711 • (575) 648-2385

www.lincolncountynm.net

NAME OF EVENT: Fort Stanton Live DATE(S) OF EVENT: July 11-13, 2014

NAME OF ORGANIZATION(S) APPLYING FOR FUNDING: Fort Stanton Inc

AMOUNT REQUESTED: \$ 5,000.00

DESCRIBE EVENT BACKGROUND & RATIONALE: The three day event include a living history, military reenactment, live music, historical presentations and food. The event appeals to families, tourists, and others who seek a unique event.

HOW WILL YOU ADVERTISE AND MARKET THE EVENT? We will advertise the event in the Lubbock, El Paso, Albuquerque, Roswell, Alamogordo and Ruidoso Markets through newspaper, internet, print and personal appearances.

HOW WILL ATTENDANCE AND ORIGIN BE MEASURED? We also use event surveys to track how attendees learn of the event where they came from, where they stay and whether they attended the prior events.

HAVE YOU DISCUSSED SPECIAL ROOM PACKAGES DURING YOUR EVENT WITH A LINCOLN COUNTY LODGER? YES NO HOW WILL OCCUPANCY RATES BE REPORTED/TRACKED? These discussions are still taking place and have not been finalized

WHAT PERCENTAGE OF YOUR MEDIA BUDGET WILL BE USED OUTSIDE OF LINCOLN COUNTY? 60 % WILL YOU HAVE A WEBSITE FOR YOUR EVENT? YES NO and a Facebook page

FUNDS WILL BE USED FOR:

NEWSPAPER ADVERTISING:	\$ <u>3,000.00</u>
RADIO:	\$ <u>1,000.00</u>
MAGAZINE:	\$ _____
INTERNET:	\$ _____
PRINTING:	\$ <u>1,000.00</u>
OTHER:	\$ _____
TOTAL:	\$ _____

OTHER FUNDING SOURCE & AMOUNT Posters

Please feel free to add additional pages, samples of ads or brochure artwork, etc.

RULES AND REGULATIONS

I understand that these are public funds and they are to be administered according to State Law and County Ordinances, and I agree to submit a follow up report with a financial statement within (90) days following the event or I could forfeit the funds. Funding recommended for approval by the Lincoln County Lodger's Tax Committee must be approved by the Lincoln County Commission (Governing Body). I also understand that approved funding amounts may differ from the amount requested on the application.

NAME (PRINT) OF APPLICANT MAKING REQUEST: <u>Larry Auld</u>	
SIGNATURE OF APPLICANT: <u>Larry Auld</u>	
ADDRESS/CITY/ZIP: <u>P.O. Box 1</u>	<u>Fort Stanton, N.M.</u>
PHONE: <u>917-454-6368</u>	EMAIL ADDRESS: <u>larry.auld@motion-ind.com</u>
DATE SUBMITTED: <u>03/14/14</u>	PRESENTED AT MEETING ON:

Attach any previous year's budget and proposed budget for event. Mail or deliver to Billie-Jo Guevara, Lincoln County, PO Box 711, Carrizozo, NM 88301 or Fax to (575)648-4182.

County Manager's Fax
(575) 648-4182

Finance/Purchasing Fax
(575) 648-2381

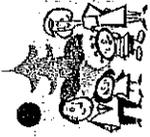
Rural Addressing Fax
(575) 648-2816



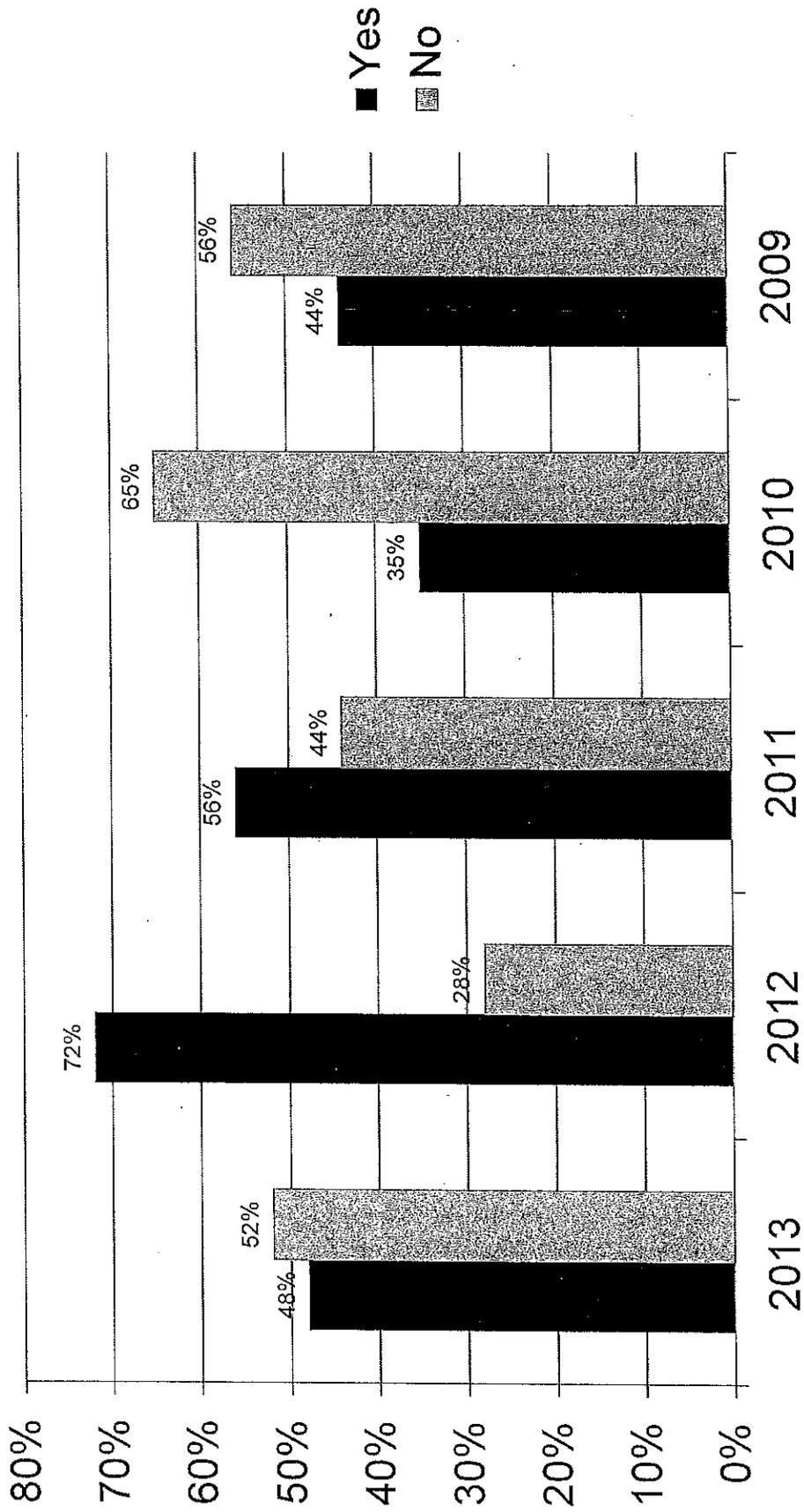
Fort Stanton Live! 2013



July 13-14, 2013

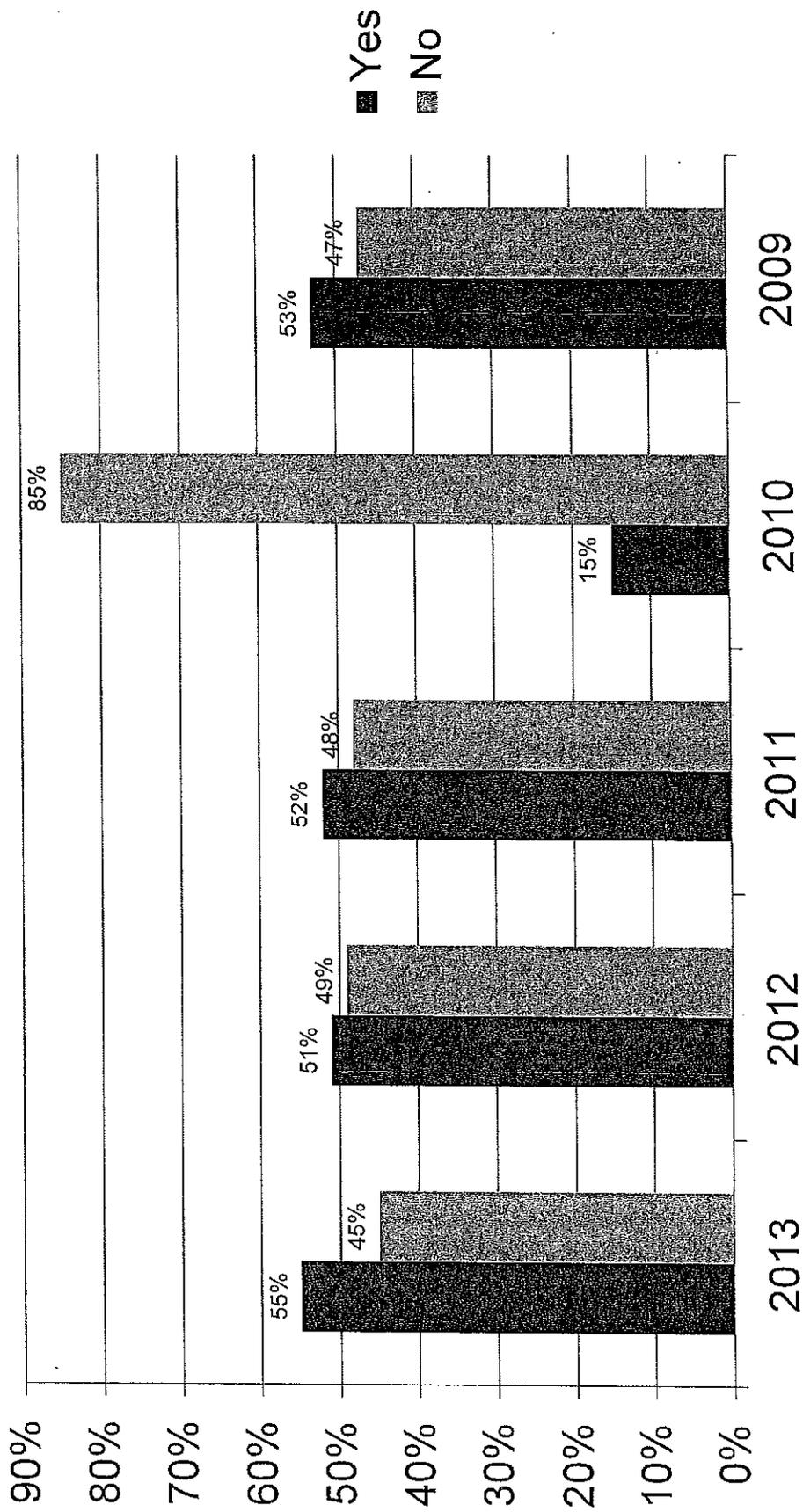


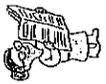
First Time at Fort Stanton Live





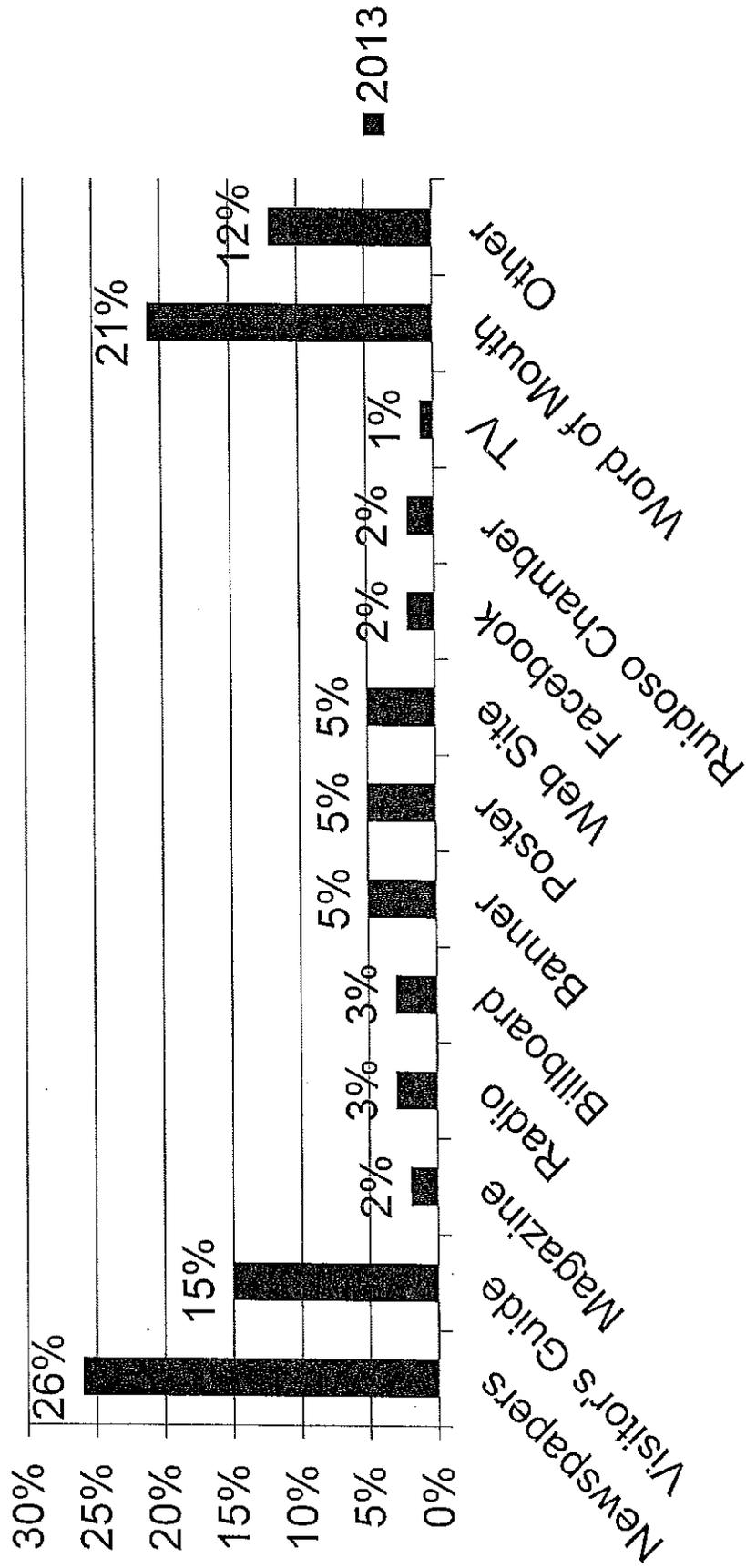
Travel to Lincoln County Principally for FSL





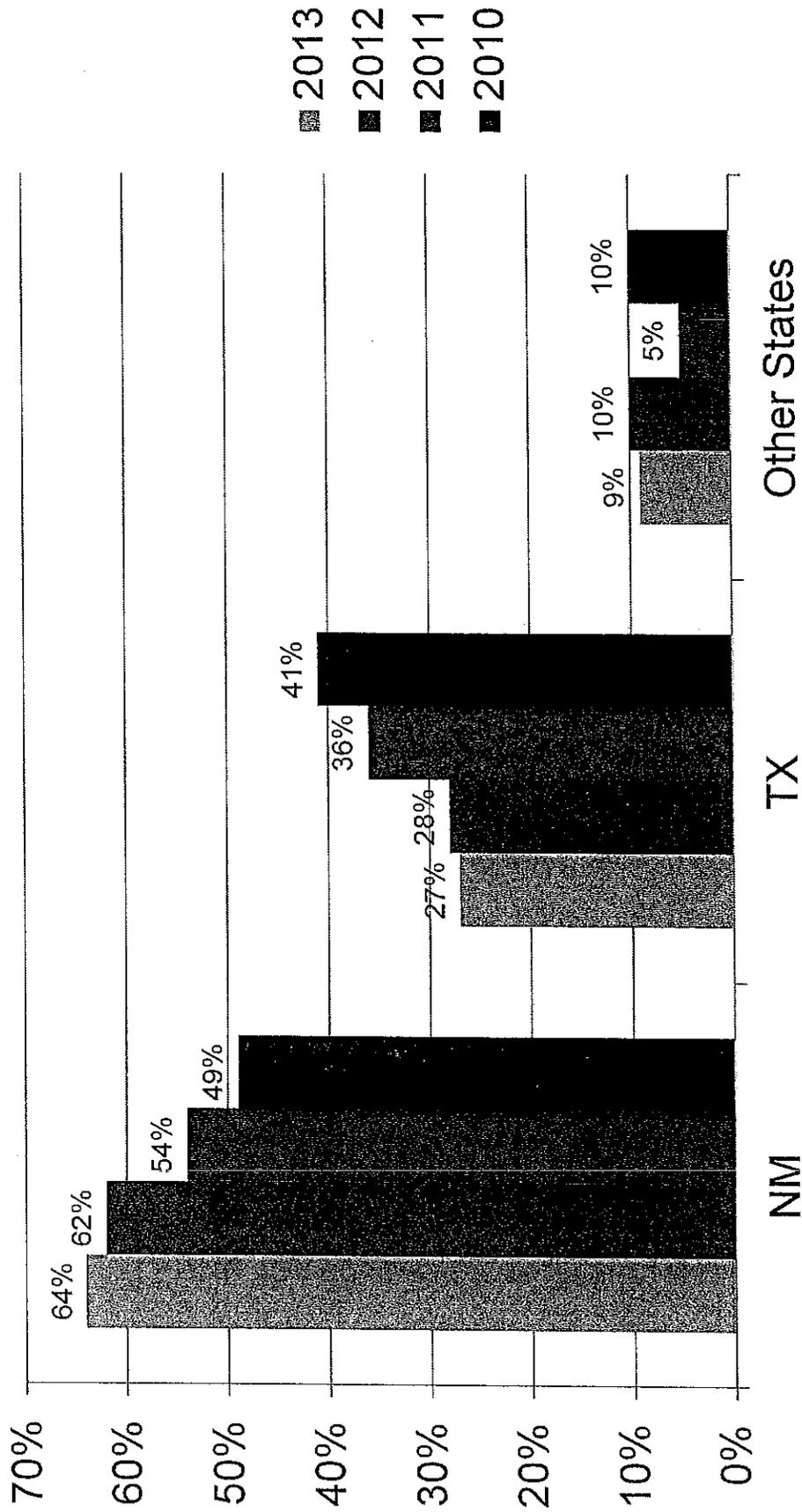
How Did You Hear About FSL

2013



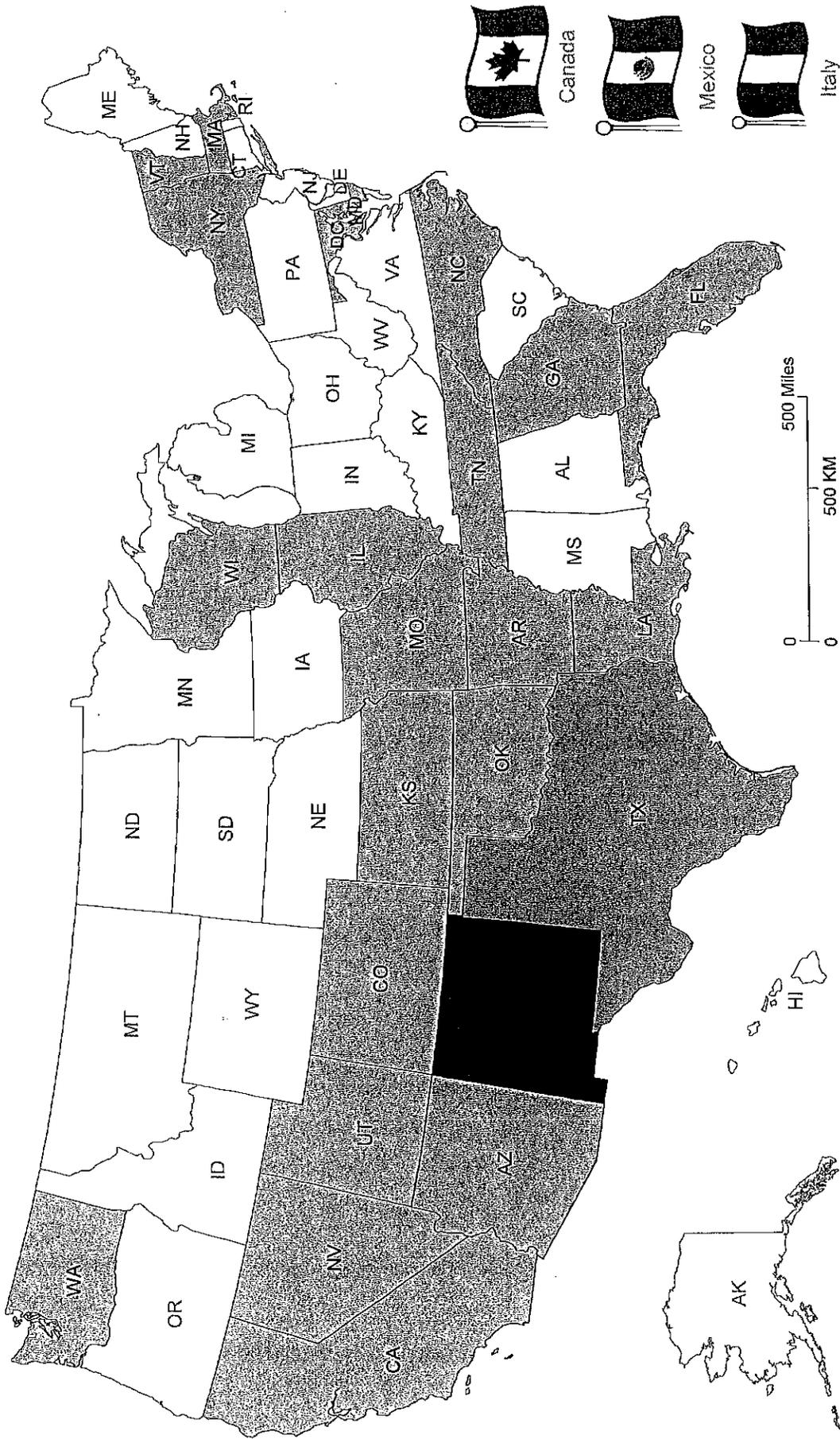


Where We Are From





Places We Came From



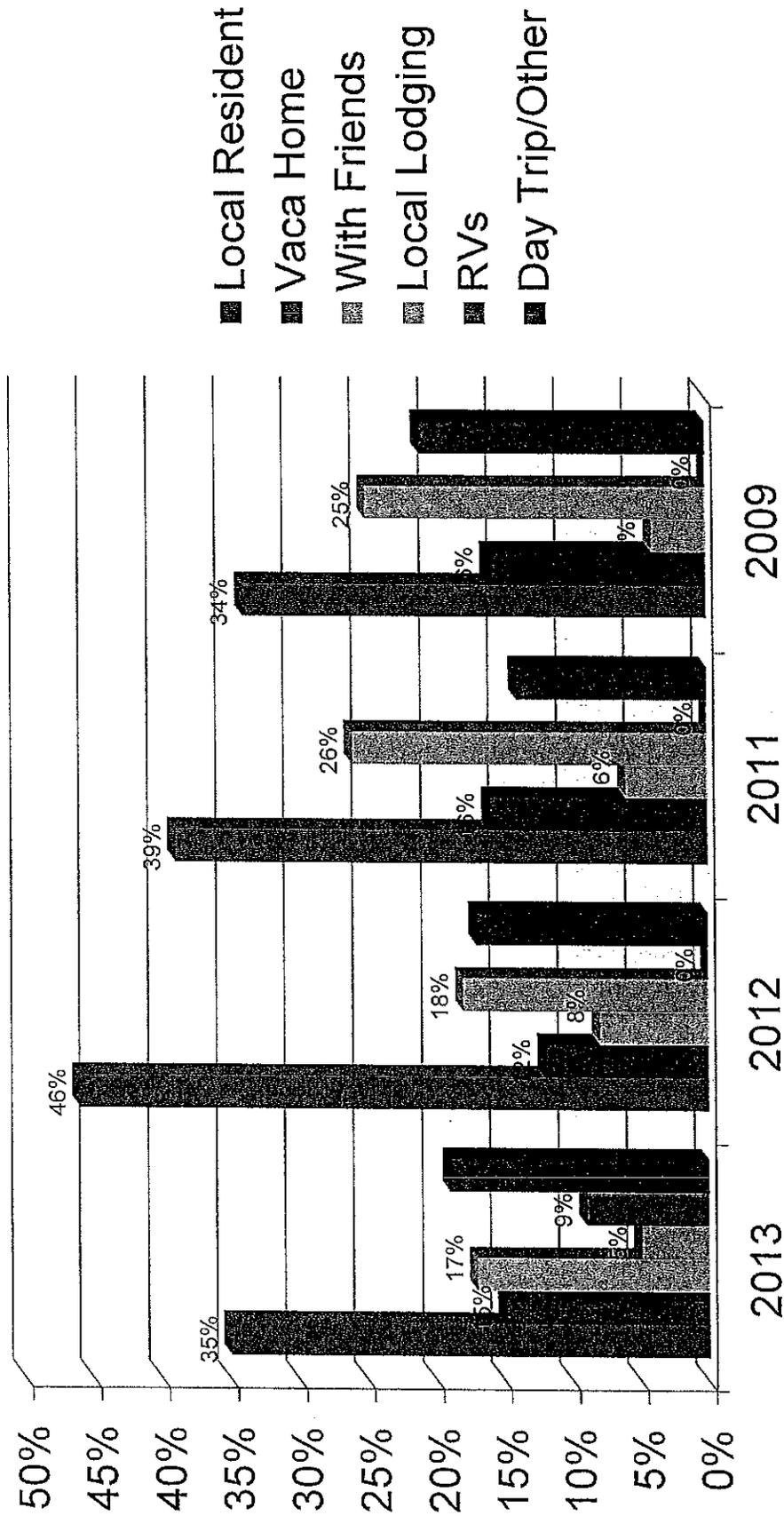
Less than 10

171

410

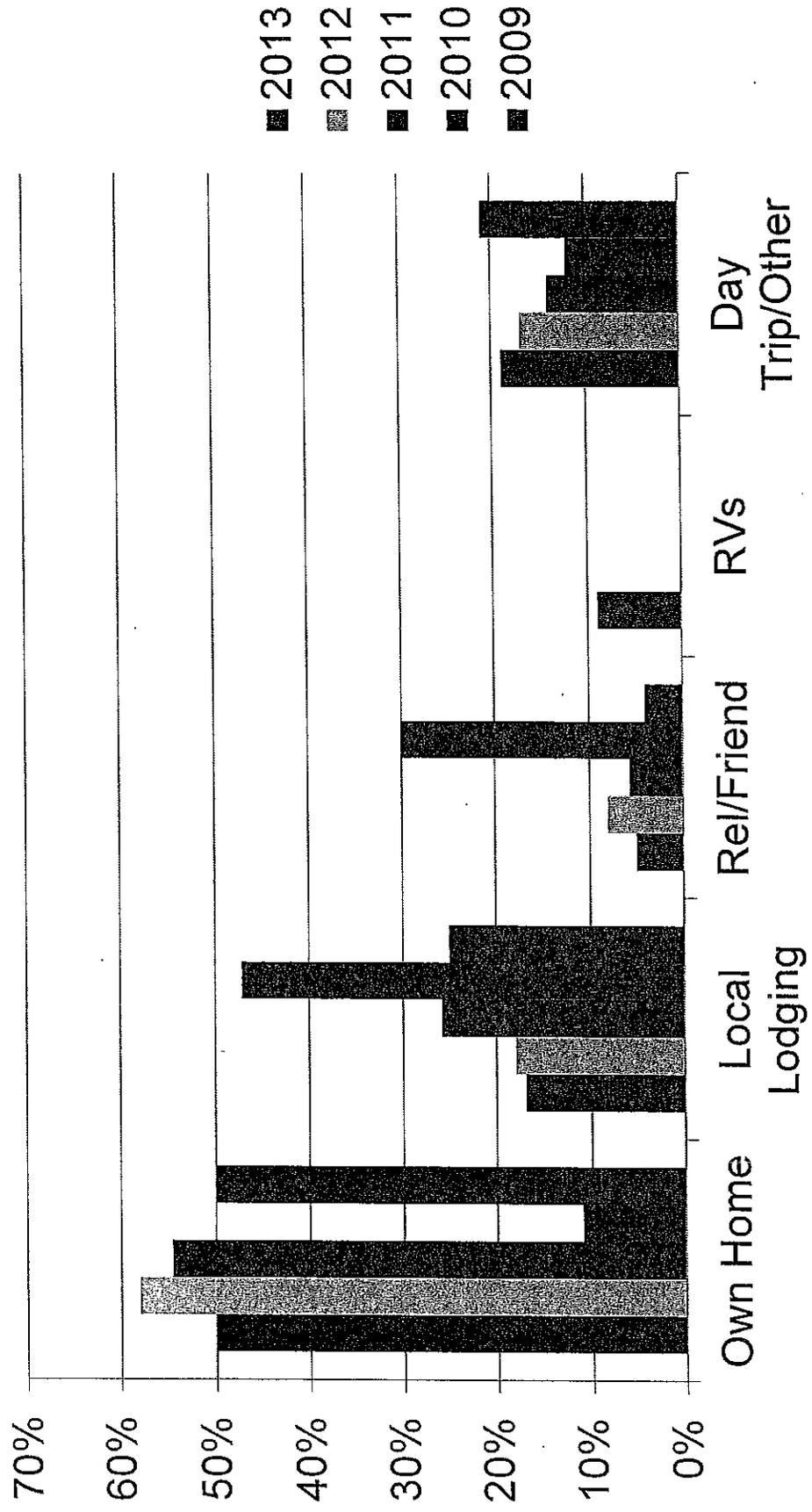


Where We Stayed





Where We Stayed (5 year)



LINCOLN COUNTY LODGERS TAX FUND APPLICATION



Name of event: RUIDOSO GRINDSTONE TRAIL RUNS

Date(s) of event: 07/26/14

#Attendees: 45-75

Name of organization applying for funding: Frederic Moras

Amount requested: \$2800

Event rationale: Promote the multiple use trails at Grindstone Lake with an event. A nice "cool" alternative for runners in the middle of the Summer (especially from El Paso) who want to keep training for other races. (no other event on the running calendar in El Paso, Las Cruces & Albuquerque is competing).

How will you advertise & market the event? Email list of runners for the SRRC since 2007. Use of social media like Facebook page (SRRC has a page). Rack cards & posters will be send to El Paso & Albuquerque to running stores. Newspaper add in El Paso Scene. (June & July). The event will be posted on calendar of events in El Paso (raceadventuresunlimited.com); Albuquerque (abqroadrunners.com) and nationally on ultrasignup.com.

How will attendance & origin be measured? Email & snail mail registration data.

Have you discussed special room packages with a Lincoln County lodger?
In process with Hotel Ruidoso or Confort Inn.

What percentage of your media budget will be used outside Lincoln County? 95%

Will you have a website for your event? Ultrasignup.com

Marketing Expenses

NEWSPAPER 500

TEE SHIRT 1500

INTERNET 300

PRINTING 500

TOTAL: \$2800

RECEIVED

MAR 14 2014

ADMINISTRATION
LINCOLN COUNTY NM

Name of applicant: Frederic Moras, P.O. Box 561, Ruidoso, NM 88355

2/25/14

Outdoor Participation

Special Report on Trail Running 2010

This download is available to everyone for free.

As Americans strive to incorporate daily exercise into their schedule, trail running provides a uniquely rewarding outdoor experience that gives participants an opportunity to escape the urban and suburban environments as well as stay fit. This information is found in the 2010 Special Report on Trail Running released by The Outdoor Foundation, in partnership with Montrail. This the first time a special report on trail running has been produced by The Outdoor Foundation.

The 2010 Special Report on Trail Running presents detailed information on participation by gender, age, ethnicity, income, education and geographic region. It also provides data on "crossover" sports and common barriers to entry which is critical information needed by outdoor businesses, communities and non-profits working to connect Americans with the outdoors.

Key Findings:

Trail Running Participation

4.8 million Americans ages 6 and older participated in trail running in 2009.

In 2009, trail running participants made 153.7 million outings, averaging 31.8 days per participant.

More than 82% of trail running participants also participate in road running.

13.1% of trail runners tried the sport for the first time in 2009.

Demographics

63.5% of all trail runners are male and 36.5% female.

The 25 to 44 age group makes nearly half (48.9%). The 18 to 24 and over 45 age groups come in next (20% and 20.8% respectively). This is a fairly young demographic with 80% of trail runners being under 45 years of age.

Over 86% of trail runners have a household income over \$50,000, with 31.5% in an income bracket over \$100,000.

Over half (51.9%) of trail runners are college graduates.

Participation in Other Outdoor Activities

98.4% of trail runners participate in another outdoor activity with the most popular choices being running or jogging on pavement (82.6%), day hiking (52.3%), bicycling (50.8%) and camping (43.5%).

Motivations and Barriers

Friends and parents are the most influential in introducing trail runners to outdoor activities.

Relaxation and a way to get exercise are the top two reasons cited by trail runners for participation in outdoor activities.

A lack of time is the number one reason trail runners don't get out more often. A lack of interest and a lack of money for equipment are also reasons.

BUDGET 2014
RUIDOSO GRINDSTONE TRAIL RUNS
SATURDAY, JULY 26, 2014

Internet	
- Ultrasignup.com	300
Newspaper: El paso scene	500
Rackcards & posters	500
Portable toilets	220
Trophies: Bears	275
Other	280
Tee shirts	1500
Postage	100
Food	600
Village permit	150
Equipment rental	150
USA Track Field	150

Total: \$4725

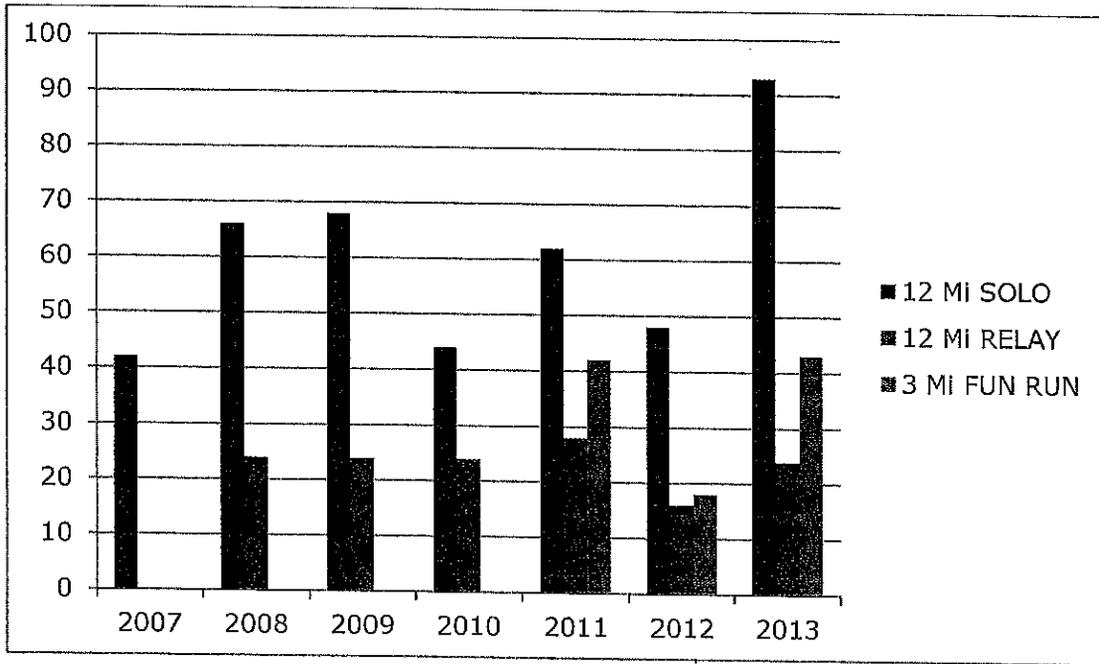
BUDGET 2013
Ski Run Road Challenge
Saturday, July 27, 2013
12M Solo, 12M Relay, 3M Fun Runs

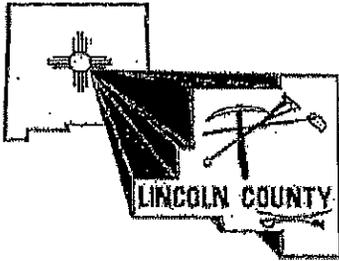
Advertising		Was
- Internet:		
- Active.com	2077.50	1910.88
- Website	400	434.50
- Newspaper: El Paso Scene :	700	468
- Rackcards & Posters	500	418.18
- Radio	900	0
- Portable toilets	400	211.38
- Trophies	300	256
Bears		265.08
Pint glasses		1274
- Tee shirts	1300	
- Postage	100	26.87
- Office supplies & supplies	150	0
- Transportation	200	100
- USATF sanctioning	80	100
- Food	700	*na
- Village permit	50	50
- Equipment rental & driver		137

TOTAL: 7857.5

*estimate

not available yet.





County of Lincoln

P.O. Box 711 • 300 Central Ave. • Carrizozo, New Mexico 88301-0711 • (575) 648-2385

E

www.lincolncountynm.net

NAME OF EVENT: **TRUE ENCHANTMENT TOURISM BOARD** DATE(S) OF EVENT: **3/1/14 to 2/28/15**

NAME OF ORGANIZATION(S) APPLYING FOR FUNDING: Carrizozo Chamber of Commerce, 501 (c) 6 _____

AMOUNT REQUESTED: \$ 10,000.00

DESCRIBE EVENT BACKGROUND & RATIONALE:

While total tourism revenues are growing in New Mexico, tourism in Lincoln County has been declining since 2007 and businesses, communities, and vitality have suffered. **True Enchantment Tourism Bureau (TETB)** focuses on promoting tourism in communities from Tularosa to Corona and Carrizozo to Hondo, using website, e-marketing, consolidated events calendar, flyers, print advertisement, and radio outside a 60 mile radius to attract new tourism. To date, numerous nonprofits (7) and businesses (13) have already subscribed in this worthwhile effort to promote business, taxes, and jobs. The NM Cooperative Marketing Grant to TETB also provides matching funds for approved marketing in the amount of \$1 for every \$2 spent; approved cooperative marketing occurs under the **New Mexico True** brands and formats. (see attached)

The fact of the matter is that tourism has been down in Lincoln County since 2007 with no end in sight. Surrounding states of CO, AZ, UT, and TX spend 1.5X to 6X more in tourism marketing than NM, they capture 2X more transient tourism than NM, and they convert 3X more first time tourists to repeat tourists than NM. NM is 36th priority as a US tourist destination. Businesses and towns are ineffective marketing on their own, even with a wealth of tourism opportunity. Something has to be done now, and it cannot be done alone.

We think it only appropriate that **Lincoln County participate in this worthwhile effort to promote business, taxes, and jobs.**

HOW WILL YOU ADVERTISE AND MARKET THE EVENT?

Website, e-marketing, consolidated events calendar, flyers, print advertisement, and radio outside a 60 mile radius to attract new tourism in categories like history, outdoor adventure, music, art, and events unique. Our target markets are New Mexico outside 60 miles radius, Texas, and possibly Tucson in year one, and expanding from there in subsequent years. We will be using standardized and branded marketing pre-approved by NM Tourism Department and following grant procedures. (see attached)

HOW WILL ATTENDANCE AND ORIGIN BE MEASURED?

Lodgers Tax, Website metrics, # Info Requests, # Transactions, \$s/transaction, customers/month, #attendees, and other individualized metrics appropriate to restaurants, motels, services, events in accordance with NM Tourism Department, grant, and reporting procedures.

HAVE YOU DISCUSSED SPECIAL ROOM PACKAGES DURING YOUR EVENT WITH A LINCOLN COUNTY LODGER? ___ YES ___ NO
NOT YET HOW WILL OCCUPANCY RATES BE REPORTED/TRACKED?

TETB Partner businesses in hospitality will report occupancy to TETB in accordance with NM Tourism Department, grant, and reporting procedures.

WHAT PERCENTAGE OF YOUR MEDIA BUDGET WILL BE USED OUTSIDE OF LINCOLN COUNTY? 100% WILL YOU HAVE A WEBSITE FOR YOUR EVENT? X YES ___ NO

FUNDS WILL BE USED FOR: approximates

NEWSPAPER ADVERTISING:	\$ 500	_____
RADIO:	\$ 4000	_____
MAGAZINE:	\$ 8000	_____
INTERNET:	\$ 9500	_____
PRINTING:	\$ 7000	_____
OTHER:	\$ 1000	_____
TOTAL:	\$30,000	_____

OTHER FUNDING SOURCE & AMOUNT ~\$5-10K @NM Coop Mktg Grant @7/1/14, ~\$10K f/TETB participants

Please feel free to add additional pages, examples of ads or brochure artwork, etc.

RULES AND REGULATIONS

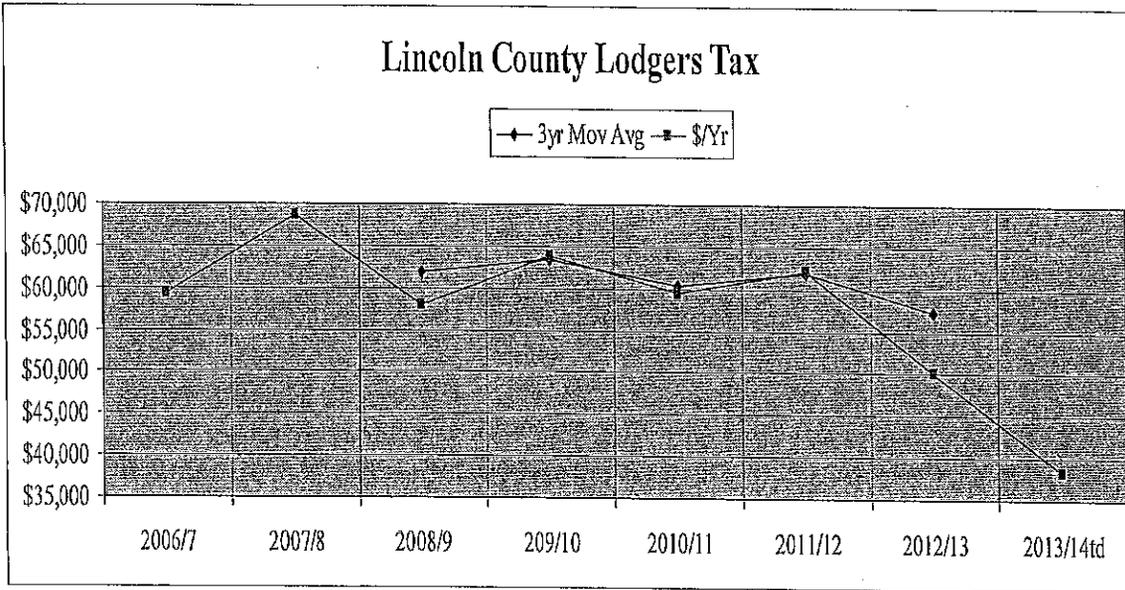
I understand that these are public funds and they are to be administered according to State Law and County Ordinances, and I agree to submit a follow up report with a financial statement within (90) days following the event or I could forfeit the funds. Funding recommended for approval by the Lincoln County Lodger's Tax Committee must be approved by the Lincoln County Commission (Governing Body). I also understand that approved funding amounts may differ from the amount requested on the application.

NAME (PRINT) OF APPLICANT MAKING REQUEST: Jim Boswell, Director, Carrizozo Works, Inc.	
SIGNATURE OF APPLICANT:	
ADDRESS/CITY/ZIP: POB 381, Carrizozo, NM 88301	
PHONE: 970-692-1057	EMAIL ADDRESS: jimboswellzozo@gmail.com
DATE SUBMITTED: 3/19/14	PRESENTED AT MEETING ON: 3/25/14

Attach any previous year's budget and proposed budget for event. Mail or deliver to Billie-Jo Guevara, Lincoln County, PO Box 711, Carrizozo, NM 88301 or Fax to (575)648-4182.

Attachments

DESCRIBE EVENT BACKGROUND & RATIONALE:



NM Tourism Department Strategy @2012

- **Tourism is a critical economic driver** for the state
 - \$5.5B of the economy, \$770mm Tax Receipts, 55,000 jobs
- There is **significant potential upside**
 - Currently 36-38th in terms of states people are visiting
 - 1% of US Domestic Travel Market
 - ~32% of visitors just passing through (vs16% for AZ, UT, CO)
- NM - **low awareness and damaging misperceptions**
- If we don't proactively make changes, **things will get worse**
 - In 12 years, nearly ¼ of our visitors will have expired or stopped traveling
 - Average trip spend in NM continues to decline and is below the national average

New Mexico Tourism Cooperative Marketing

- Become the **fastest growing leisure travel destination in the U.S.**
- **Accelerate NM tourism**, driving unprecedented revenue **growth** and occupancy rates
- **Make New Mexico a primary travel destination** by giving Venturesome travelers compelling reasons to choose NM
- NM Coop Marketing over 6 years old, funded by NM Legislature
- Today @2013/14,
 - 57 Entities Participating
 - \$600,000 Matching Funds Awarded
 - \$1.2M in Coop Marketing Done!

TETB may become the ONLY NM Coop Marketing Entity in Lincoln County!

True Enchantment Tourism Board

- 7+ Members, 13+ Partners @3/18/14
- Established Coverage from Tularosa to Carrizozo to Hondo
- A Rich Tourist Environment
- \$30,000 Marketing Budget
- Commitment and Enthusiasm

HOW WILL YOU ADVERTISE AND MARKET THE EVENT?

True Enchantment Tourism Board Program Components

- **Tourism Marketing Website w Consolidated Events Calendar**
 - eMarketing!
- **Flyers Marketing**
- **Print Ad Placements**
- **Radio Ad Placements for Events**
- **Membership in Tourism Association of NM (TANM)**
- **Associated, Credentialed, Branded**
 - NM True, NM Tourism Dept, Frontier Comm @Carrizozo
- **Ongoing Year to Year Marketing**
 - Flexible New Features and Program Evolutions
 - **Measured Results** – lodgers tax, your business revs

True Enchantment Tourism Marketing

- NM and Texas in Year One, expand in subsequent years
 - NM True/NMTD because of established resources, branding, strategy, expand it later
 - Initially Albuq., El Paso, San Antonio, Dallas, West Texas, (Tucson), and Military Bases
 - 22-75 in age with disposable income, venturesome interests, etc.
- Possible focused marketing at AARP, Ride Texas (motorcycle), Wild West (historical), NM Magazine (around culinary), Outside

April 10, 2014

To: Lincoln County Commissioners

Fm: Jim Boswell, Fran Altieri, True Enchantment Tourism Board

Subject: **Lodger's Tax Grant Request**

ORGANIZATION: **TRUE ENCHANTMENT TOURISM BOARD**, a project of Carrizozo Chamber of Commerce, 501 (c) 6, who serves as the TETB fiscal agent. TETB is composed of subscribing Members and Partners (20) in communities from Tularosa to Corona and Carrizozo to Hondo.

MANAGEMENT: True Enchantment Tourism Board

- Jim Boswell, Executive Director, jimboswellzozo@gmail.com, 970-692-1057
- Fran Altieri, President, Carrizozo Chamber, franf55@yahoo.com, 575-973-0571
- Volunteers, including the work of Brad Cooper of White Oaks posthumously

REQUEST PERIOD: 5/1/14 to 4/30/15

AMOUNT REQUESTED: **\$10,000.00**

BACKGROUND

While total tourism revenues are growing in New Mexico, tourism in Lincoln County has been declining since 2007 and businesses, communities, and vitality have suffered. **True Enchantment Tourism Board (TETB)** focuses on promoting tourism in communities from Tularosa to Corona and Carrizozo to Hondo, using website, e-marketing, consolidated events calendar, flyers, print advertisement, and radio outside a 60 mile radius to attract new tourism. In line with best practices, TETB has already attended NM Cooperative Marketing Grant and NM True training, secured tourism marketing advisory services, and contacted potential service providers. To date, numerous nonprofits (8) and businesses (12) in 12 communities, representing 7000 persons, have subscribed to this worthwhile effort to promote business and jobs.

<u>Name</u>	<u>Location</u>
Dark Horse	Carrizozo
Hondo Iris Farm	Hondo
Pat Cooper	White Oaks
Rainbow Inn & Gift Shop	Carrizozo
Roys Gift Gallery & Ice Cream Parlor	Carrizozo
Three Rivers Trading Post	Tularosa
No Scum Allowed Saloon	White Oaks
Soul of the West	Carrizozo
The Dolan House	Lincoln
The Stor LLC	Carrizozo
Tularosa Basin Telephone Company	Tularosa
Gallery 401	Carrizozo
Town of Capitan	Capitan
Town of Carrizozo	Carrizozo
Lincoln County Historical Society	Lincoln
Carrizozo Chamber of Commerce	Carrizozo
Tularosa Village Historical Society	Tularosa
Carrizozo Woman's Club	Carrizozo
Carrizozo Works, Inc.	Carrizozo
Capitan Public Library	Capitan

The NM Cooperative Marketing Grant (NM Tourism Department program over 8 years old) to TETB provides matching funds for approved marketing in the amount of \$1 for every \$2 spent; approved cooperative marketing occurs under the **New Mexico True** brands and formats. TETB will probably be the only NM Cooperative Marketing Grant entity in the coming 2014/2015 fiscal year in Lincoln County, NM.

In conclusion, the fact of the matter is that tourism has been down in Lincoln County since 2007 with no end in sight. Surrounding states of CO, AZ, UT, and TX spend 1.5X to 6X more in tourism marketing than NM, they capture 2X more transient tourism than NM, and they convert 3X more first time tourists to repeat tourists than NM. NM is 36th priority as a US tourist destination. Businesses and towns are ineffective marketing on their own, even with a wealth of tourism opportunity. Something has to be done now, and it cannot be done alone.

When Lincoln County Lodger's Tax funds participate in TETB, every dollar is effectively spent, every dollar generates \$1.50 in tourism marketing impact, and every dollar is mobilized to grow future Lodger's Tax. **Participation promotes business, taxes, and jobs.**

ADVERTISING AND MARKETING

The TETB target markets are:

1. **History Engagement & Exploration** – for example, Buffalo Soldiers, Apache Wars, Lincoln County War, Mining, Railroading, and such.
2. **Personal Active Adventure** – for example, motocross, auto racing, youth camps, camping, hiking, geo caching, hunting, motorcycling, 4 wheeling, wildlife observation, photography, horse back riding
3. **Cultural Engagement** – for example, art, music, wineries, events, classes, galleries, tours, entertainment, nuts, fruit, restaurants, antiques, and shopping

These are individuals 35 to 75, with/without children, with incomes of \$75,000 or more, some of whom look for cultural engagement and others for active adventure. At one end of the spectrum it targets families and persons of modest resources and limited time, while at the other end, it targets a leisurely group of more considerable income and free time. Military on vacation and R&R is a sub-segment of interest. Our immediate target geographies are NM outside 60 miles of Hondo, Tularosa, and Carrizozo and all of Texas.

Website, e-marketing, consolidated events calendar, flyers, print advertisement, and radio to attract new tourism is our focus. About 40% of the media budget will be spent inside Lincoln County; about 95% of marketing will be delivered outside Lincoln County. We will be using standardized and branded marketing pre-approved by NM Tourism Department and following grant procedures. Approximate budgets are:

<u>Category</u>	<u>%/\$ Budget*</u>
Website	28%
eMarketing	10%
Print	54%
Radio	6%
Other	2%
Total Mktg Spend	\$40,000*
In Kind Donations	\$50,000

*4/9/14 forecast

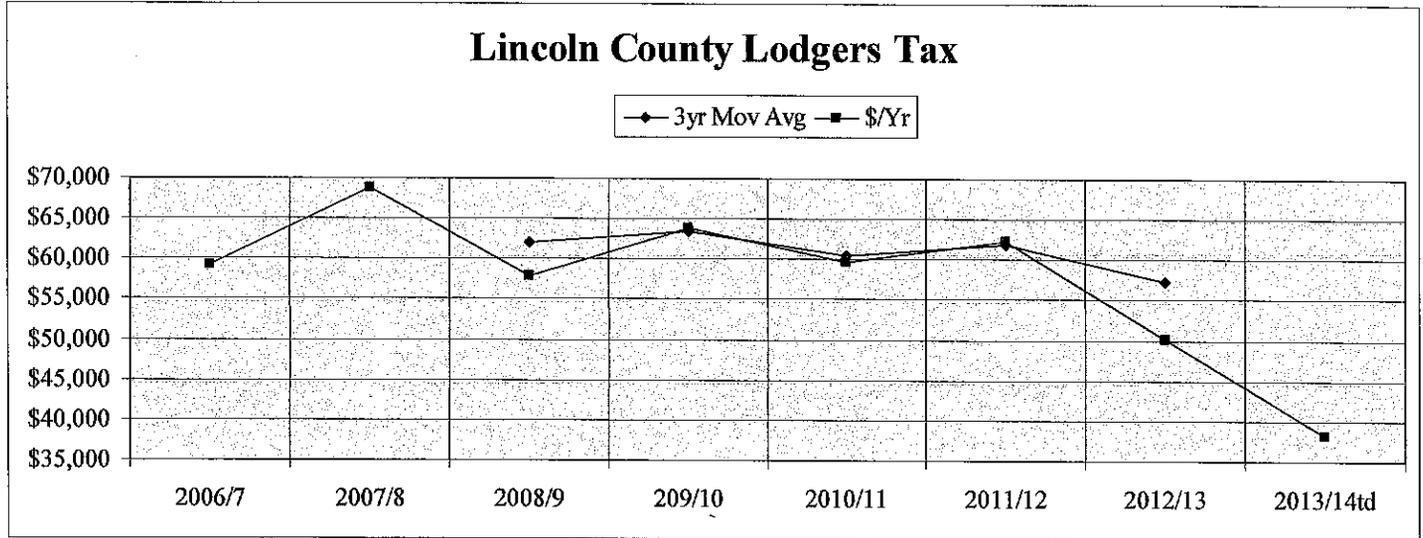
Funding sources are \$10,000 to \$15,000 from NM Cooperative Marketing Grant; \$17,000 and growing f/TETB subscribers; \$10,000 proposed to Lincoln County Lodger's Tax, and \$50,000 In Kind Volunteer Services

Our goals for the period are:

- Establish a healthy marketing presence in NM and TX target market segments
- Increase attendance among TETB participants in 2014/15
- Grow the TETB participants for the next 2015/16 fiscal year

Results will be measured by Lodgers Tax, Website metrics, # Info Requests, # Transactions, \$/transaction, customers/month, #attendees, and other individualized metrics appropriate to restaurants, motels, services, events in accordance with NM Tourism Department, grant, and reporting procedures.

Attachments



NM Tourism Department Strategy @2012

- **Tourism is a critical economic driver** for the state
 - \$5.5B of the economy, \$770mm Tax Receipts, 55,000 jobs
- There is **significant potential upside**
 - Currently 36-38th in terms of states people are visiting
 - 1% of US Domestic Travel Market
 - ~32% of visitors just passing through (vs 16% for AZ, UT, CO)
- NM - **low awareness and damaging misperceptions**
- If we don't proactively make changes, **things will get worse**
 - In 12 years, nearly ¼ of our visitors will have expired or stopped traveling
 - Average trip spend in NM continues to decline and is below the national average

New Mexico Tourism Cooperative Marketing

- Become the **fastest growing leisure travel destination in the U.S.**
- **Accelerate NM tourism**, driving unprecedented revenue **growth** and occupancy rates
- **Make New Mexico a primary travel destination** by giving Venturesome travelers compelling reasons to choose NM
- NM Coop Marketing over 8 years old, funded by NM Legislature
- Today @2013/14, 57 Entities Participate, \$600,000 Matching Funds Awarded, and \$1.2M in Coop Marketing is Done!

Developing True Enchantment Tourism Marketing Channels

- TETB is targeting NEW customers primarily, the most expensive marketing of all
- TETB MUST reach target customers 7 to 8 times to become top of mind as a tourist destination
- eMarketing Channels: FunNGames, Madden, Certified Folder Display, Lubbockonline.com, gosanangelo.com, mywesttexas.com, FBMonitor.com, fort Bliss MWR, amarillo.com, Holloman AFB FSS, Clear Channel El Paso Airport, Abilene Reporter news.com, a TETB e-newsletter, etc.
- Magazine Channels: AAA, AARP, Ride Texas, American Road, Wild West (historical), True West, The Griffin (military), NM Magazine, Outside, American Cowboy, Western Horseman, ABQ the Magazine, NM Vacation Guide, El Paso Magazine, etc.

True Enchantment Tourism Board Cooperative Marketing

3/3/14, Jim Boswell, CWI

How Are You Doing?

So,

- Are You Getting the Business You Want? Are you Up? Down? Static?
- Are You Marketing Effectively?
- Are You Getting New Customers?
- Do Your New Customers Return?

NM Tourism Strategy in 2011/2012

- **Tourism is a critical economic driver** for the state
 - \$5.6B of the economy, \$770mm Tax Receipts, 55,000 jobs
- There is **significant potential upside**
 - Currently 36-38th in terms of states people are visiting
 - 1% of US Domestic Travel Market
 - ~32% of visitors just passing through (vs 18% for AZ, UT, CO)
- **NM - low awareness and damaging misperceptions**
- **If we don't proactively make changes, things will get worse**
 - In 12 years, nearly 1/4 of our visitors will have expired or stopped traveling
 - Average trip spend in NM continues to decline and is below the national average

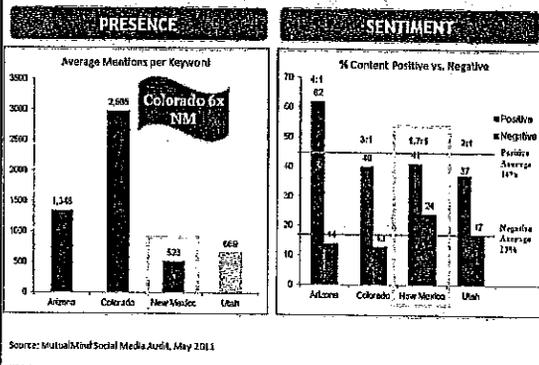
Top 10 Destinations @www

Lonely Planet/Huffington Post

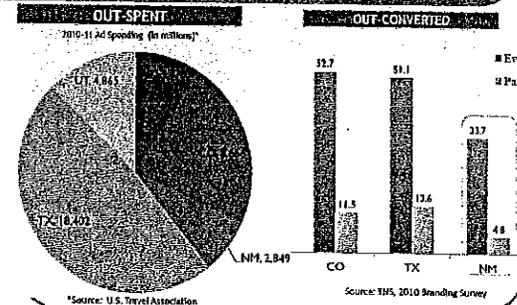
- Grand Rapids & Lake Michigan's Gold Coast
- Yosemite National Park, CA
- Boston, MA
- Central Coast, CA
- Jersey Shore, NJ
- Kansas City, MO
- Cumberland Island, GA
- Las Vegas, NV
- Sun Valley, ID
- Lana'i, Hawaii

Where is New Mexico?!

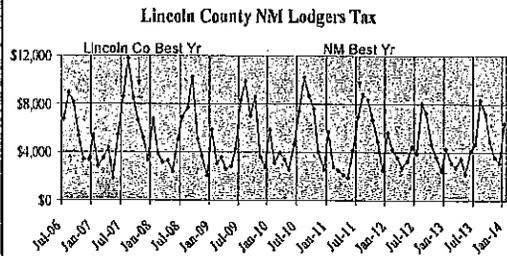
Additionally, a social media audit showed New Mexico has lower visibility & more negative consumer perceptions



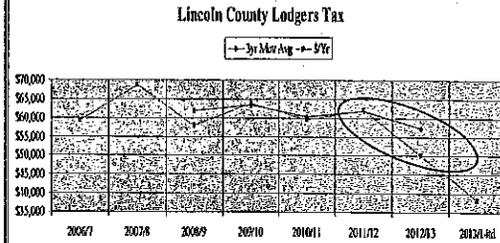
Tourism Marketing Metrics



Lincoln County Lodgers Tax



Lincoln County Lodgers Tax



Marketing & Sales Principles

- Hope is Not A Strategy!
- There is no Status Quo in Business, only Decline, or Progress
- Only 3% of the Population are Natural Born Salespersons
- Marketing expenses should be 2.5 to 8% of gross sales
 - \$12,500 to \$40,000 sales → \$1000
- It takes 7 to 8 touches to become front of a prospect's mind
- Repeat Customers are 7 times more profitable than new customers. New Customers are 7x more expensive to secure.
- Rewarded Customers spend twice as much; what are you doing?
 - Loyalty programs bring customers back and make them your advocate
- If you have ineffective/unmotivated employees, they can cost your business (\$17,000/year). Don't waste your marketing!

Agenda

- Opportunity Overview
- New Mexico Coop Marketing Grant
- True Enchantment Marketing Initiative
- What's In It for Me?
- What Do I Need To Do?
- Milestones
- Appendices

New Mexico Cooperative Marketing Grant

NM Tourism Strategy in 2011/2012

- Vision: Become the fastest growing leisure travel destination in the U.S.
- Business Objective: Accelerate NM tourism, driving unprecedented revenue growth and occupancy rates
- Marketing Objective: *Make New Mexico a primary travel destination* by giving Venturesome travelers compelling reasons to choose NM as their next great travel experience

Our Passionate, NM Brand Lovers Appear to be a Strong Fit for the Plog "Venturer" Psychographic Traveler Profile*

<p>Characteristics:</p> <ul style="list-style-type: none"> • Self confident • A leader • Intellectually curious • Quick decision-making • Desire to explore ideas and places • Active and energetic • Spend discretionary income more readily • Rely on their own judgment • Prefer varying activities & challenges 	<p>Travel Behaviors:</p> <ul style="list-style-type: none"> • Travel more frequently • Spend more per day • More likely to travel via air • Prefer unusual, underdeveloped destinations that have retained their native charm • Accept unconventional accommodations as an integral part of a unique vacation experience • Prefer to participate in local customs and habits and tend to avoid those that are staged for tourists. • Tend to seek new destinations each year to add to their treasure of rich experiences
---	---

The Result Was a Clearer Picture of the "Venturer" in Terms of Key Demographic Dimensions...

Demographic Profile

More likely to be:

Aged 18-44

Never married or currently married

From a major metropolitan city (especially Los Angeles, San Francisco, Miami, Chicago or New York)

\$75K+ HH Income

Our Cumulative Consumer Learning, Along With Recent Qualitative Research, Led to These Hypothesized Triggers & Barriers to Choosing NM as a Travel Destination

<p>TRIGGERS</p> <ul style="list-style-type: none"> • Un-processed, authentic natural and cultural vacation experiences • Outdoor sports/recreation ("stuff to do") • Beautiful landscapes • Interesting historical sites and architecture • Unique local cuisine • Not "touristy" 	<p>BARRIERS</p> <ul style="list-style-type: none"> • Not top of mind (low visibility/awareness) • Don't know what to do/nothing to do • Hard to get to • Hot & dry weather • Lack of quality & variety in food and accommodations • Fewer recreational activities (vs. Colorado)
--	---

New Mexico True @\$3.2B over 2012-2016

New Mexico Coop Mktg Grant

- NM Cooperative Marketing Grant (NMCG) program is about tourism at 60 miles radius
- Effective use of their matching grant money is for website, flyers, adds, radio, etc.
- NMCMG requires approved use of NM True branded materials in campaigns they support.
- Grant money awards are limited by the number of 501Cx Members in the Grant.

NM Coop Mktg Grant 2013/2014

Entities	Range	Grants
5+ Member Collaborative Efforts		
20	\$10-40K	\$455,225
2-4 Member Collaborative Efforts		
18	\$2.5-10K	\$107,375
Solo Member Collaborative Efforts		
19	\$.75-3K	\$38,400

• Ruidoso doesn't do NMCMG so they can maintain existing branding

NMCMG Participants 2013/14

Entity	Grant Amount
5+ Member Collaborative Efforts	
1 City of Alamogordo	40,000.00
2 City of Elephant Butte	40,000.00
3 City of Las Vegas	40,000.00
4 City of Roswell	20,000.00
5 City of Santa Fe - Culinary Adventures	30,000.00
6 City of Santa Fe - Sounds of Santa Fe	20,000.00
7 City of Truth or Consequences	40,000.00
8 City of Truth or Consequences	20,000.00
9 City's Curry County Chamber of Commerce	10,000.00
10 County of Luna	30,000.00
11 Enchanted Circle Cooperative	10,000.00
12 Los Alamos Meeting and Visitors Bureau	40,000.00
13 MainStreet Las Vegas	30,000.00
14 MainStreet Las Vegas	15,000.00
15 Old Town Merchants Association	20,000.00
16 Parallel Studios	15,000.00
17 Roosevelt County Chamber of Commerce	10,225.00
18 Silver City MainStreet	20,000.00
19 Taos Center for the Arts	15,000.00
20 Town of Taos	10,000.00
Category Total	455,225.00

New Mexico Coop Mktg Grant

• Eligible Marketing Expenses

- Trade Show Booth Rental, Displays, Registration Fees
- Media Placement: TV, Print, Radio, Outdoor, Electronic
- Membership Dues Only to: Tourism Association of NM (TANM) or Travel Industry Association of America (TIA)
- Electronic: Kiosk, Website Development, Hosting, Maintenance, Must link to our Department
- Public Relations, Mailing Lists, Fulfillment Costs Shipping by Request
- Production Costs, Promotional Items (20% of award)
- Video / CD / DVD Cannot be sold

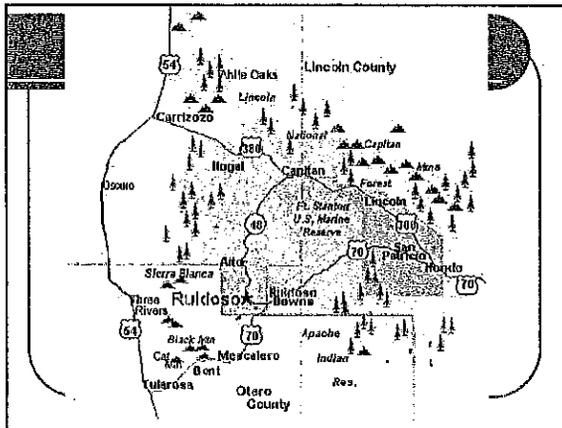
New Mexico Coop Mktg Grant

- Frustrated living in the shadow of Ruidoso & Alamogordo?
- Unknown to prospective customers?
- Carrizozo Chamber is spearheading a True Enchantment Tourism Marketing Initiative from July 2014 to June 2015 with NMCM including tourism website, flyers, print advertisement, and radio spots.
- You are invited to participate - Partner or Member
- NMCMG will match every approved marketing dollar we spend with a 50% reimbursement!
- Alamogordo gets up to \$40,000/year in NMCMG matching funds per year, over 6 years participating

True Enchantment Tourism Bureau

True Enchantment Tourism Board

- Initiative: True Enchantment Tourism Board
 - Board of 5+ 501Cx Members
 - 30+ constituent Partners
 - Website: ie, www.tetb.org or similar
- True Enchantment Tourism focus is: Corona to Tularosa, Carrizozo to Hondo
- Brand Ideas & Themes: Frontier Trail, BK Scenic Byway, True Enchantment, NM True, ..
- Priorities: History, Activities (horse riding), Art



TETB Program Components

- Tourism Marketing Website w Consolidated Events Calendar
 - eMarketing!
- Flyers Marketing - tbd
- Print Ad Placements - tbd
- Radio Ad Placements for Events - tbd
- Membership in Tourism Association of NM (TANM)
- Associated, Credentialed
 - NM True, NM Tourism Dept, Frontier Comm @Carrizozo
- Ongoing Year to Year Marketing
 - Flexible New Features and Program Evolutions
- Measured Results – lodgers tax, your business revs

True Enchantment Tourism Board

Tourism Categories – details tbd

- **History** (Lincoln County, mining, ranching, railroad, nuclear, museums....)
- **Recreation** (bike, motorcycle, horse, hike, ski, 4 wheeling, camp, flying, sports, archery, target shooting, hunting,)
- **Events** (music, holiday events, fairs, Billy the Kid/Smoky Bear Days, art, rallies, rodeos,....)
- **Science & Technology** (geology, astronomy, military, spelunking ...)
- **Dining**
- **Lodging**
- **Shopping** (art, gear,)

Milestones

- 2/18/14, 2/25/14 Introduction and Subscription Meeting
- 3/10/14 NMCMG 2014/2015 Program Live Online
- 3/20-3/21/14 Tools and Procedures Training
TETB Website, Flyer Design & Architect
Consolidated Event Calendar Development
- 3/10 to 3/21 NMCMG Town Visits
- 4/1 or later NMCMG Grant Workshop
- 4/30/13 NMCMG Grant Application Due
- 6/30/14 NMCMG Grant Awards
- 7/1/14 – 6/30/15 TETB Program; Flyers, Print Ads, Radio
- 8/1/14 Website Live

TETB Organization Needs

- **501cx's – 5+ Members** representing town governments, associations, chambers, nonprofits, ...
- **Partners – 30 to 40 businesses, 501cx,** associations in all geographies and disciplines
- **Volunteers – to work with Carrizozo Chamber True Enchantment Tourism Board**

Are You a Volunteer?

- Marketing Advertising
- Websites Photographs
- Acctg/Cash Mgmt Scripts/Rsh
- Program Mgmt Events Calendar
- Business/Marketing Plans & Budgets
- Other?

What's In It for Me?

- **Experienced Team Working for You**
- **Increases In Tourism Revenues, Customers, Growth**
 - Ex: Alamogordo up 15% In lodgers tax
 - Ex: Alamogordo returned marketing focus during recession
- **New Customers who may come back**
 - The most expensive and difficult prospect to engage
- **Resources: 1.5x for every \$1 in Tourism Marketing**
 - With NM State, Member, Partner Leveraged Resources
- **Statewide, Nationwide, and Worldwide (?) Exposure**
- **Measureable project & individual results**
- **Free Marketing Tools and Branding for your individual programs – training planned 3/20 -3/21/14**

How Does It Work for Me?

- **Promotes a Active, True Enchantment Tourism Value Proposition to Prospects**
- **Interlinked, Affiliated, Credentialed, Branded Marketing Drives Momentum**
- **Linked to your website, to NM True, Chambers of Commerce, Towns, Facebook**
- **Leveragable into all your other marketing**
- **You get multiple prospect contacts that are remembered and drives business**

What Do I Need To Do?

- Sign Up
- Satisfy Prerequisites for Member or Partner
- Take Training
- Furnish Your NM True Compliant Marketing Materials to Carrizozo Chamber
- Market Your Business/Organization Independently in Parallel (optional)
- Volunteer at TETB (optional)
- Measure Your Increased Business & Report
- Re-Subscribe in 2015-2016

What Do I Need To Do?

- Prerequisites for Participation
 - Carrizozo Chamber Member In Good Standing @3/1/14
 - Member Subscription \$1000+ (501c3/6 or gov)
 - Partner Subscription \$500+ (business, 501cX, etc.)
 - Terms under Contract: \$Half @3/1/14, \$Half 5/15/14 (Checks payable to CCC)
- Furnish NMCM Compliant Marketing Materials
 - Get NM True & Frontier Communities Training @3/20
 - Format & Content Rqmts f/TETB
 - Materials w/wo Outside Help
 - Updates to TETB
 - Collaboration – Voluntary or as requested

What Do I Need To Do?

- Market Your Business/Organization Independently
 - Use NM True in Your Own Marketing
 - Do Facebook, Event Calendar, Your Webpage
 - Drive Optimization with eMarketing
 - Get Word to Friends, Family, Existing Customers...
 - Ask for Customer Endorsements, Ratings, Feedback
- Volunteer at TETB
 - Website, media mktg, event calendar, admin, acctg,
- Measure Your Increased Business (Customers, Revenues, etc.) From One Year Ago
- Re-Subscribe in 2015-2016

Signup Now!

- With Fran Altieri, Carrizozo Chamber of Commerce
- Contract
- Pay Subscription
- Confirm Workshop Attendance 3/20-3/21/14 in Carrizozo

Questions?

Fran Altieri, President
Carrizozo Chamber of Commerce
franf55@yahoo.com
575-973-0571

Lincoln County
Lodgers Tax Committee
Regular Meeting

James Hobbs, Tourist Related
Sue Hutchison, General Public
David Vigil, Lodging Industry

Alice Seely, Tourist Related
Victor Garrison, Lodging Industry

MINUTES

Village of Capitan (Council Chambers) Capitan, New Mexico
Tuesday, March 25, 2014 @ 10 A.M.

1. Call to Order
2. Roll Call: Sue Hutchinson, David Vigil, Alice Seely
3. Approval of Minutes: February 25, 2014 Regular Meeting: Approved
4. Funding Request: \$5,400.00
Purpose: Art Loop
Date(s) of Event: July 4-6, 2014
Presenter: Ronda Dougherty/Lincoln County Art Loop
Approved: \$4450.29
Motion: Alice Seely, Seconded Motion Sue Hutchinson, Passed
5. Funding Request: \$ 1,000.00
Purpose: Christmas Jubilee
Date(s) of Event: November 7-9, 2014
Presenter: Linda Mckinley/Ruidoso Valley Greeters
Approved: \$1000.00
Motion: Sue Hutchinson, Seconded: Alice Seely, Passed
6. Funding Request: \$ 5,000.00
Purpose: Fort Stanton Live
Date(s) of Event: July 11-13, 2014
Presenter: Larry Auld/Fort Stanton, Inc
Approved: \$5000.00
Motion: Alice Seely, Seconded: Sue Hutchinson, Passed.
7. Funding Request: \$ 2,800.00
Purpose: Ruidoso Grindstone Trail Runs
Date(s) of Event: July 26, 2014
Presenter: Frederic Moras/Ski Run Road Challenge
Approved: \$2800.00
Motion: Sue Hutchinson, Seconded: Alice Seely, Passed
8. Funding Request: \$ 10,000.00
Purpose: True Enchantment Tourism Board

Date(s) of Event: March 1, 2014-February 28, 2015

Presenter: Jim Boswell/Carrizozo Works, Inc

Approved: \$10,000.00

Motion: Alice Seely, Seconded:Sue Hutchinson, Passed.

9. Acceptance -

- A. Lodgers Tax Report – Lodger’s Tax Report February 2014:
Accepted

10.Acceptance –

- A. Budget Report Ending February 28, 2014: Accepted

11.Other Items (for discussion only - no action will be taken)

- A. Outstanding Purchase Orders as of February 28, 2014
- B. Awarded Funds Summary – February 2014

12.Next meeting:

- A. April 19, 2014 Regular Meeting

10.Adjourn: 11:00 AM

Date: 3/25/14

Nº 1715

LINCOLN COUNTY LODGER'S TAX APPLICATION FOR FUNDING

Section 1

Name of Organization: Art Loop

Organization is: Profit Non Profit Government Related

Address: 1661 PO Box City: CAPITAN State: NM Zip: 88316

Contact Person (s): Ronda Dougherty Telephone # (s): 575-653-4219

Amount Requested: \$ 5400.00 Money is to be used for: Production of Brochure

BY SIGNING BELOW, I ATTEST THAT I WILL PROVIDE LINCOLN COUNTY WITH THE APPLICABLE DOCUMENTATION NECESSARY TO VALIDATE THAT THE FUNDS RECEIVED WILL BE SPENT IN ACCORDANCE WITH THE LINCOLN COUNTY LODGERS TAX ORDINANCE.

Signature: [Handwritten Signature]

Date: 3/25/14

NOTE: Credit/Tag Line must appear or be given as follows: Paid For By LINCOLN COUNTY LODGERS TAX.

Section 2

LODGER'S TAX COMMITTEE

Meeting Date: 3-25-14

Amount Approved: \$ 4550.29 Request Denied: _____

Comments: _____
[Handwritten Signature]
Authorized Signature

Section 3

LINCOLN COUNTY COMMISSION

Meeting Date: _____

Approval: _____ Denial: _____

Comments: _____

County Manager Signature

FUNDS WILL NOT BE RELEASED BY LINCOLN COUNTY UNTIL THE AWARDED FUNDS REIMBURSEMENT FORM IS SIGNED AND TURNED IN TO LINCOLN COUNTY.

DISTRIBUTION:

- 1) COUNTY MANAGER 2) COUNTY FINANCE 3) LODGER'S TAX COMM 4) REQUESTING ORGZN.

Date: 3/25/14

Nº 1718

LINCOLN COUNTY LODGER'S TAX APPLICATION FOR FUNDING

Section 1
Name of Organization SKI RUN ROAD CHALLENGE

Organization is: Profit Non Profit Government Related
P.O. BOX 581 RUIDOSO NM 88355
Address City State Zip

FREDERIC MORAS 575-937-7106
Contact Person (s) Telephone # (s)

Amount Requested: \$ 2800 Money is to be used for: POSTERS - BACKCARDS
WEBSITE - EL PASO SCENE (NEWSPAPER)

BY SIGNING BELOW, I ATTEST THAT I WILL PROVIDE LINCOLN COUNTY WITH THE APPLICABLE DOCUMENTATION NECESSARY TO VALIDATE THAT THE FUNDS RECEIVED WILL BE SPENT IN ACCORDANCE WITH THE LINCOLN COUNTY LODGERS TAX ORDINANCE.

[Signature] 3/25/14
Signature Date

NOTE: Credit/Tag Line must appear or be given as follows: Paid For By LINCOLN COUNTY LODGERS TAX.

Section 2
Meeting Date: 3-25-14 LODGER'S TAX COMMITTEE

Amount Approved: \$ 2800⁰⁰ Request Denied: _____

Comments: _____
[Signature]
Authorized Signature

Section 3
LINCOLN COUNTY COMMISSION

Meeting Date: 4/25/14
Approval: _____ Denial: _____

Comments: _____

County Manager Signature

FUNDS WILL NOT BE RELEASED BY LINCOLN COUNTY UNTIL THE AWARDED FUNDS REIMBURSEMENT FORM IS SIGNED AND TURNED IN TO LINCOLN COUNTY.

DISTRIBUTION:
1) COUNTY MANAGER 2) COUNTY FINANCE 3) LODGER'S TAX COMM 4) REQUESTING ORGZN.

Date: 3/25/14

Nº 1719

LINCOLN COUNTY LODGER'S TAX APPLICATION FOR FUNDING

Section 1

Name of Organization CARRIZO Chamber of Commerce

Organization is: Profit Non Profit Government Related

Address PO Box 567 City Carrizozo NM State 88301 Zip

Contact Person (s) Fran Altieri/Jim Boswell Telephone # (s) 575-973-0571

Amount Requested: \$ 10,000 Money is to be used for: True Enchantment Tourism Board

BY SIGNING BELOW, I ATTEST THAT I WILL PROVIDE LINCOLN COUNTY WITH THE APPLICABLE DOCUMENTATION NECESSARY TO VALIDATE THAT THE FUNDS RECEIVED WILL BE SPENT IN ACCORDANCE WITH THE LINCOLN COUNTY LODGERS TAX ORDINANCE,

Signature *Fran Altieri*

Date 3/25/14

NOTE: Credit/Tag Line must appear or be given as follows: Paid For By LINCOLN COUNTY LODGERS TAX.

Section 2

Meeting Date: 03-25-14 LODGER'S TAX COMMITTEE

Amount Approved: \$ 10,000⁰⁰ Request Denied: _____

Comments: _____
Fran Altieri
Authorized Signature

Section 3

Meeting Date: 4/25/14 LINCOLN COUNTY COMMISSION

Approval: _____ Denial: _____

Comments: _____

County Manager Signature

FUNDS WILL NOT BE RELEASED BY LINCOLN COUNTY UNTIL THE AWARDED FUNDS REIMBURSEMENT FORM IS SIGNED AND TURNED IN TO LINCOLN COUNTY.

DISTRIBUTION:

- 1) COUNTY MANAGER
- 2) COUNTY FINANCE
- 3) LODGER'S TAX COMM
- 4) REQUESTING ORGZN.

Date: 3.25.14

Nº **1716**

LINCOLN COUNTY LODGER'S TAX APPLICATION FOR FUNDING

Section 1 Ruidoso Valley Greeters
Name of Organization

Organization is: Profit Non Profit Government Related
Chamber of Commerce Ruidoso, NM 88312
Address City State Zip

Linda McKinley 575-336-7632
Contact Person (s) Telephone # (s)

Amount Requested: \$ 1000.00 Money is to be used for: Advertising - Posters,
Rack Cards, Book marks, Internet

BY SIGNING BELOW, I ATTEST THAT I WILL PROVIDE LINCOLN COUNTY WITH THE APPLICABLE DOCUMENTATION NECESSARY TO VALIDATE THAT THE FUNDS RECEIVED WILL BE SPENT IN ACCORDANCE WITH THE LINCOLN COUNTY LODGERS TAX ORDINANCE.

Linda McKinley
Signature

3.25.14
Date

NOTE: Credit/Tag Line must appear or be given as follows: Paid For By LINCOLN COUNTY LODGERS TAX.

Section 2

LODGER'S TAX COMMITTEE

Meeting Date: 03-25-14

Amount Approved: \$ 1,000.00 Request Denied: _____

Comments: _____
David C. Tijia
Authorized Signature

Section 3

LINCOLN COUNTY COMMISSION

Meeting Date: 4/25/14

Approval: _____ Denial: _____

Comments: _____

County Manager Signature

FUNDS WILL NOT BE RELEASED BY LINCOLN COUNTY UNTIL THE AWARDED FUNDS REIMBURSEMENT FORM IS SIGNED AND TURNED IN TO LINCOLN COUNTY.

DISTRIBUTION:

- 1) COUNTY MANAGER 2) COUNTY FINANCE 3) LODGER'S TAX COMM 4) REQUESTING ORGZN.

Date: 3/25/14

Nº 1717

LINCOLN COUNTY LODGER'S TAX APPLICATION FOR FUNDING

Section 1

Name of Organization Fort Stanton Inc.

Organization is: Profit Non Profit Government Related

Address PO Box 1 Ft Stanton NM 88323
City State Zip

Contact Person (s) Larry Auld Telephone # (s) 575-653-4679

Amount Requested: \$ 5000 Money is to be used for: Advertising,
Newspaper, Radio, Printing
for Fort Stanton Live 12-13 July

BY SIGNING BELOW, I ATTEST THAT I WILL PROVIDE LINCOLN COUNTY WITH THE APPLICABLE DOCUMENTATION NECESSARY TO VALIDATE THAT THE FUNDS RECEIVED WILL BE SPENT IN ACCORDANCE WITH THE LINCOLN COUNTY LODGERS TAX ORDINANCE.

Walter E. Pittman
Signature

24 April 2014
Date

NOTE: Credit/Tag Line must appear or be given as follows: Paid For By LINCOLN COUNTY LODGERS TAX.

Section 2

Meeting Date: 03-25-14 LODGER'S TAX COMMITTEE

Amount Approved: \$ 5000⁰⁰ Request Denied: _____

Comments: _____

David A. Tijia
Authorized Signature

Section 3

Meeting Date: 4/25/14 LINCOLN COUNTY COMMISSION

Approval: _____ Denial: _____

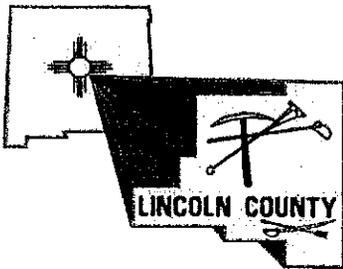
Comments: _____

County Manager Signature

FUNDS WILL NOT BE RELEASED BY LINCOLN COUNTY UNTIL THE AWARDED FUNDS REIMBURSEMENT FORM IS SIGNED AND TURNED IN TO LINCOLN COUNTY.

DISTRIBUTION:

- 1) COUNTY MANAGER 2) COUNTY FINANCE 3) LODGER'S TAX COMM 4) REQUESTING ORGZN.



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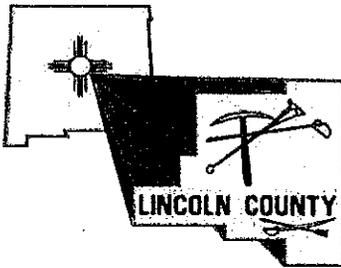
County of Lincoln

P.O Box 711 • 300 Central Ave. • Carrizozo, New Mexico 88301-0711 • (575) 648-2385

Agenda Item No. 13

SUBJECT

9:30 A.M. Public Comment and Other Business from County Officials (Items are for discussion only – no action will be taken)



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AGENDA ITEM NO. 14

May 16, 2014

MEMORANDUM

TO: County Commissioners

FROM: Nita Taylor, Lincoln County Manager *NT*

SUBJECT: Continued Production of Erosion Control Wattles – FEMA Project

Purpose: Discuss/potentially take action on whether to continue to produce erosion control wattles, and determine method for distribution

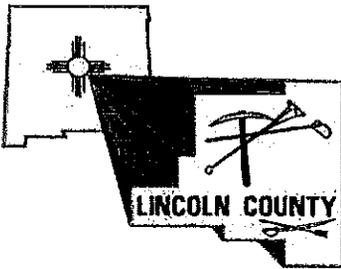
Discussion: As a result of the Little Bear Fire and subsequent flooding, FEMA approved a project work sheet for the production of erosion control wattles. This County had removed over 16,000 cubic yards of wooded debris from the Eagle Creek, Bonito and Magado drainages and was required to dispose of the debris. An Invitation to Submit Bids for the “Production of Erosion Control Wattles” was issued, and the work subsequently awarded to the lowest bidder.

The FEMA total estimation of cost to produce the wattles was \$634,650.35, and the County has received half of that: \$237,994 from FEMA and \$39,666 from the state; our portion is the same as the State’s portion (12.5%) \$39,666. To date we have paid the contractor \$229,890.

An additional contract was subsequently entered into with Upper Hondo SWCD, utilizing State Board of Finance Grant funds, to distribute wattles to the public. However the number of wattles being produced far exceeds the number of wattles being distributed to the public. This may be largely due to the difficulty of loading and hauling the bulky wattles, or perhaps the location and hours of the County yard on Hwy 220. Other counties with similar threats of flooding have expressed an interest in obtaining some of these wattles, if we cannot use them. It is likely that these wattles are not “weed free”, making them unusable to federal agencies or some state agencies, such as NM DOT. Our options are:

- attempt to sell the wattles to other governmental agencies, such as
- donate the existing wattles to other governmental agencies
- have wattles tested to determine if “weed free”, and if so, broaden the market
- cease producing the wattles and determine how to get rid of remaining debris at County yard

Recommendation: Halt the production of the wattles until a process for distribution has been identified, and existing wattles dispersed.



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County of Lincoln

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AGENDA ITEM NO. 15

May 5, 2014

MEMORANDUM

TO: County Commissioners

FROM: Nita Taylor, Lincoln County Manager *NT*

SUBJECT: Random Selection for Audit of Lodgers

Purpose: To obtain Board of County Commissioners random selection of lodgers for annual audit.

Discussion:

In Accordance with County Ordinance 2004-04, the county commission shall select for annual random audit" one or more vendors." The audit is to verify the amount of gross rent subject to the occupancy tax. The commissioners have the responsibility of determining the number to be audited and then to select the vendors for audit. Additionally, the county manager may select a number of vendors to verify the tax. The results of the audit are to be reported to DFA and the Board of County Commissioners.

The vendors to be audited have been divided into two pools—one of large businesses and one of smaller business. We currently have 28 active vendors. Therefore; fourteen of the largest and fourteen of the smallest(based on tax receipts) comprise the two pools. Last year's process was to remove the prior year's selectees from the current pool. In keeping with the process, the four lodgers audited last year have been removed from the pools.

Manager will present an envelope with folded numbers in it corresponding to the names of lodgers.. a Commissioner will blind draw from each pool two lodger numbers.

Recommendation: A Commissioner randomly selects for audit two lodgers each from the two pools that have been purged of last year's selectees.

vendor. Monthly reports shall be due from each vendor regulated by this Ordinance even if no tax is due during such reporting period.

5. Reporting forms shall include whether the taxpayer is utilizing a cash or accrual basis of accounting. Vendor's revenue recognition for lodgers' tax reporting shall be consistent with gross receipts tax reporting regulations as specified under NMSA 1978, §§7-9-1 through 7-9-91.

Section 8. Duty of Vendor.

Vendor shall maintain adequate records of facilities subject to the tax and of proceeds received for the use thereof. Such records shall be maintained in Lincoln County and shall be open and available for immediate inspection at the vendor's place of business during reasonable hours and shall be retained for three (3) years.

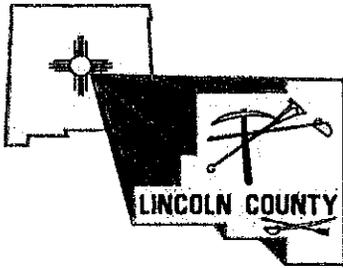


Section 9. Audit of Vendors.

1. The County Commission shall select for annual random audits of one or more vendors to verify the amount of gross rent subject to the occupancy tax and to ensure that the full amount of occupancy tax on that rent is collected from each vendor thus audited. The County Commission shall annually determine first the number of vendors to be audited, and then the vendor(s) by lot.
2. The County may also, at any time deemed appropriate by the County Manager, audit any vendor to verify the amount of gross rent subject to the occupancy tax and to ensure that the full amount of occupancy tax on the rent is collected from each vendor audited.
3. A copy of each audit conducted under this Section shall be filed annually with the Local Government Division of the Department of Finance and Administration.
4. Procedures for audits under this Section shall be established by the County Manager and approved by the County Commission.

Section 10. Failure to File Report; Failure to Pay Tax; Failure to Make Return; Computation, Civil Penalty, and Notice; Collection of Delinquencies; Occupancy Tax Is a Lien.

1. If any vendor fails to file a report due under the provisions of this Ordinance, or if any vendor makes a return as required by this Ordinance without paying the tax then due, he or she shall be liable for the tax and a civil penalty for any such failure in an amount equal to the greater of ten percent (10%) of the amount that was not duly remitted to the County or One Hundred Dollars (\$100.00), whichever amount is greater.



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County of Lincoln

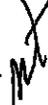
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AGENDA ITEM 16

October 12, 2013

MEMORANDUM

TO: County Commissioners

FROM: Nita Taylor, Lincoln County Manager 

SUBJECT: Professional Services Agreement – King Industries

Purpose: To consider/approve amending the Professional Services Agreement with King Industries from \$50,000 per year to \$60,000 per year

Discussion:

During last year's budget process, the Commission approved the application for a \$3.5 million FEMA / NMDHSEM Mitigation grant, and the hiring of King Industries to lead the effort for developing the application, submitting it and following it to approval. King Industries has worked closely with County personnel to fine-tune the initial application (outreach and education) to the satisfaction of FEMA and NMDHSEM, and is finalizing the second application that includes the actual obtaining of Environmental Assessments, identification and signing up of landowners and completing the thinning project.

King Industries is also tasked to continue to assist the county in staying compliant with FEMA requirements to keep track and report on all project worksheets that were approved for the fire and flood mitigation work following Little Bear Fire. To date \$1,826,828 in federal funds and \$246,250 has been paid to the County.

In the January, 2013 legislative session, the State Procurement Policy was modified to allow a Professional Services Agreement to have a value of not more than \$60,000, replacing the earlier limit of \$50,000. Although the King Industries Professional Services Agreement was entered into after the beginning of the FY13-14 Fiscal Year, and the law was in place, Lincoln County had not yet modified its Purchasing Policy to be compliant with state law. Lincoln County adopted its revised Purchasing Policy on October 15, 2013. See **Enclosure 1**.

King Industries is nearing the \$50,000 limit on the existing contract. As there are additional tasks to be done to work through the application processes for the new FEMA / NMDHSEM \$3.5 million grant, as well as continue to focus on existing FEMA Project Worksheet tasks, I request that you approve modification of the existing contract to \$60,000 allowable by state and county policy.

Recommendation: Approve County Manager's request to amend King Industries' Professional Services Contract from \$50,000 to \$60,000.

RESOLUTION 2013-18
A RESOLUTION REPEALING RESOLUTION 2011-25, ENTITLED THE
"LINCOLN COUNTY PURCHASING POLICY" AND AMENDING THE
EXISTING "LINCOLN COUNTY PURCHASING POLICY."

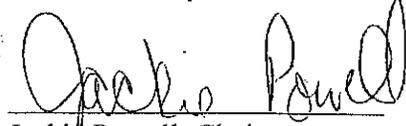
WHEREAS, the Board of County Commissioners of Lincoln County, meeting in regular session on October 15, 2013, did review the following purchasing policy; and

WHEREAS, the Board of County Commissioners of Lincoln County did determine that the following Lincoln County Purchasing Policy does meet or exceed the requirements of the State of New Mexico purchasing laws.

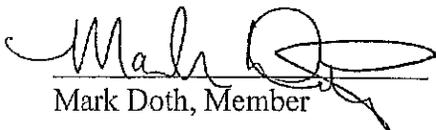
NOW, THEREFORE, BE IT RESOLVED, that the Board of County Commissioners amends the Lincoln County Purchasing Policy as indicated in this policy of Resolution 2013-18.

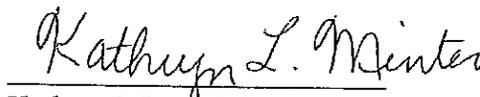
PASSED, APPROVED AND ADOPTED this 15th day of October, 2013.

Board of Commissioners
Lincoln County, State of New Mexico


Jackie Powell, Chairwoman

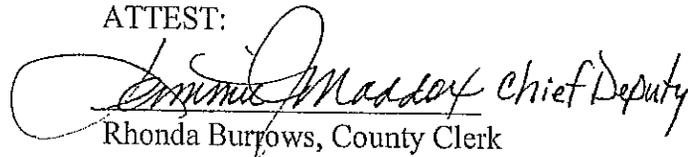

Preston Stone, Vice Chair


Mark Doth, Member


Kathryn Minter, Member

Dallas Draper, Member

ATTEST:


Rhonda Burrows, County Clerk



- B. Any qualified potential contractor who was not awarded a sole source contract may protest to the state purchasing agent or a central purchasing office. The protest shall be submitted in writing within fifteen calendar days of the notice of intent to award a contract being posted by the state purchasing agent or central purchasing office.”

“COMPETITIVE SEALED BIDS AND PROPOSALS—RECORD MAINTENANCE.—A central purchasing office shall maintain, for a minimum of three years, all records relating to the award of a contract through a competitive sealed bid or competitive sealed process.”-----SB182.

2.8 Fixed Asset Purchase

All capital outlay purchases are considered fixed assets pursuant to State Statute 12-6-10 and shall be noted as such on the purchase requisition. The following documents shall be completed as applicable, Form FD-10 FIXED ASSETS ADDITION, Form FD-11 FIXED ASSETS DELETION FORM and Form FD-12 FIXED ASSETS TRANSFER FORM. It shall be the responsibility of the Purchasing Office to screen all purchases and identify and process fixed assets in accordance with all current State and County Provisions and Laws regarding fixed assets.

2.9 Procurement of Professional Services

All professional services having a value not exceeding sixty thousand dollars (\$60,000) will be procured at the best negotiated price as pursuant to State Statute 13-1-125 C

2.10 Personal Use Prohibited

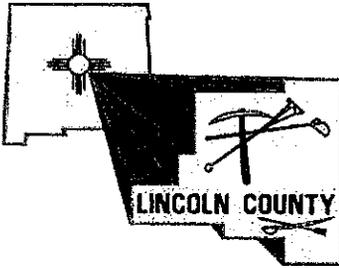
There shall be no purchases made for personal or private use.

3.0 SECTION III: NON-STANDARD, URGENT AND EMERGENCY PURCHASING PROCEDURES

3.1 Non-Standard, Urgent and Emergency Procedures:

General Provisions

The provisions of this section apply to all purchases other than purchases subject to the standard purchasing procedures as specified in Section II of this policy. Generally, this section includes all purchases which are justifiably urgent or are emergencies, and cannot, therefore, reasonably follow the standard processing and other non-standard procedures of this policy. It is the responsibility of the Authorized Purchaser to insure that all purchases made under provisions of this section are immediate and unforeseen. Questionable purchases shall be reported to and reviewed by the County Manager.



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County of Lincoln

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AGENDA ITEM 17

May 16, 2014

MEMORANDUM

TO: County Commissioners

FROM: Nita Taylor, Lincoln County Manager *NT*

SUBJECT: Sole Community Provider & Indigent Health Care Claims

Purpose: To obtain the approval from the IHC Board of Sole Community Provider Payments, and the Indigent Health Care (IHC) Payments.

Discussion:

Sole Community Provider Payments: This month our coordinator processed thirty-one (31) claims, twenty-nine (29) of which are recommended for approval, and two (2) for disapproval for the reasons indicated at Enclosure 1. If approved, the total recommended payment this month is **\$62,730.47**. See Enclosure. 1.

Indigent Health Care Claims: This month our coordinator processed twenty-six (26) claims. Twenty-two (22) are recommended for approval, and four (4) for disapproval for the reason indicated at Enclosure 2. If approved, total recommended for payment this month is **\$5,178.15**. At Enclosure 2 is a summary of total applications approved and denied. At Enclosure 3 is the summary of the Indigent Fund Meeting for May and the Year-To-Date that each lists the applications by provider.

Manager's Analysis – For the last two years, the average Indigent Health Care monthly payments were **\$21,651** and **\$24,262** respectively. The FY 12-13 year-end total was **\$291,140.11**. Our budget for FY13 - 14 is \$393,278. To date, the total expenditure is \$199,724.89 or an average of \$18,156.81 monthly.

Similarly, for the last two fiscal years, the total Commission-approved Sole Community Provider Claims were **\$1,201,132** and **\$1,371,890** respectively. The FY 12-13 monthly average was **\$114,324.16**. To date, the total expenditure is \$992,892.38, with a monthly average of \$90,262.94.

Recommendation: Approve and disapprove the claims as indicated for the Sole Community Provider report at Enclosure 1 and the Indigent Health Care Program report as indicated at Enclosure 2.

Approved: _____
Jackie Powell

SOLE COMMUNITY PROVIDER CLAIMS FISCAL YEAR 2013 - 2014

PREVIOUS AMOUNT APPROVED THIS FISCAL YEAR \$930,161.91

ADJUSTMENTS

TOTAL ADJUSTMENTS: \$0.00 \$0.00

MAY # CLAIMS FOR APPROVAL 29
CLAIMS FOR DENIAL 2
MAY # TOTAL CLAIMS 31

MAY TOTAL \$ AMOUNT APPROVED \$62,730.47

TOTAL # CLAIMS THIS FY APPROVED 570
TOTAL # CLAIMS THIS FY DENIED 30
TOTAL # CLAIMS FY 2013 - 2014 600

TOTAL APPROVED THIS FISCAL YEAR \$992,892.38

ENCL 1

FACILITY: LINCOLN COUNTY MEDICAL CENTER 05/20/2014 THROUGH 05/20/2014

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID	
20550	09/06/2013	891.00	686.07	077%
20551	09/21/2013	3017.40	2323.40	077%
20512	04/16/2014	19285.70	4037.07	021%
20547	05/01/2014	4538.40	3494.57	077%
20548	04/26/2014	6947.61	5349.66	077%
20522	08/01/2013	4218.25	3248.05	077%
20523	08/20/2013	6243.00	4807.11	077%
20524	08/21/2013	200.00	154.00	077%
20556	09/21/2013	839.00	646.03	077%
20542	04/05/2014	2618.00	2015.86	077%
20536	12/10/2013	5449.00	4195.73	077%
20525	08/21/2013	191.00	147.07	077%
20513	03/28/2014	1368.80	1053.98	077%
20555	09/16/2013	498.00	383.46	077%
20554	09/16/2013	94.00	72.38	077%
20553	09/16/2013	194.00	149.38	077%
20527	08/10/2013	1453.00	1118.81	077%
20528	08/21/2013	118.00	90.86	077%
20557	09/11/2013	224.00		000%
DATE OF SERVICE NOT ELIGIBLE FOR PAYMENT				
20529	08/28/2013	2430.00	1871.10	077%
20530	08/27/2013	5451.00	4197.27	077%
20552	09/22/2013	1065.00	820.05	077%
20559	09/25/2013	1194.00	919.38	077%
20511	11/03/2013	51848.96	3202.86	006%
20518	03/12/2014	33.60		000%
PATIENT'S BILL IS BELOW \$50				
20531	08/18/2013	2792.00	2149.84	077%
20534	09/23/2013	7903.87	6085.98	077%
20560	09/16/2013	499.00	384.23	077%
20519	03/31/2014	1792.00	1379.84	077%
20532	08/15/2013	1249.00	961.73	077%
20561	09/10/2013	8811.30	6784.70	077%
			62730.47	

APPROVED- 29 REJECTED- 2

INDIGENT HEALTH CARE CLAIMS FISCAL YEAR 2013 - 2014

PREVIOUS AMOUNT APPROVED THIS FISCAL YEAR \$194,546.74

ADJUSTMENTS

TOTAL ADJUSTMENTS:

MAY # CLAIMS FOR APPROVAL	22
# CLAIMS FOR DENIAL	4
MAY # TOTAL CLAIMS	26

MAY TOTAL \$ AMOUNT APPROVED \$5,178.15

TOTAL # CLAIMS THIS FY APPROVED	565
TOTAL # CLAIMS THIS FY DENIED	76
TOTAL # CLAIMS FY 2013 - 2014	641

CURRENT TOTAL APPROVED THIS FISCAL YEAR \$199,724.89
*Assuming the above is approved

ENCL 2

FACILITY: ANESTHESIA ASSOCIATES OF NM 05/20/2014 THROUGH 05/20/2014

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID	
20546	12/12/2013	1475.00	255.45	017%
			255.45	

APPROVED- 1 REJECTED-

FACILITY: GERALD CHAMPION REGIONAL MED CTR 05/20/2014 THROUGH 05/20/2014

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID	
20514	01/15/2014	1216.00	936.32	077%
20520	12/27/2013	65.00	50.05	077%
			986.37	

APPROVED- 2 REJECTED-

FACILITY: LC AMBULANCE-PRES HEALTH SVCS 05/20/2014 THROUGH 05/20/2014

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID	
20521	08/01/2013	847.60	500.00	059%
20538	02/09/2014	427.40	427.40	100%
20526	08/19/2013	494.00	494.00	100%
20558	09/25/2013	770.60	500.00	065%
20533	09/22/2013	858.00	500.00	058%
			2421.40	

APPROVED- 5 REJECTED-

FACILITY: LINCO MEDICAL & SUPPLY, INC 05/20/2014 THROUGH 05/20/2014

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID	
20535	04/30/2014	208.21	208.21	100%
20506	01/24/2014	208.21	208.21	100%
20507	02/24/2014	132.54	132.54	100%
20516	02/28/2014	141.53	141.53	100%
20539	01/26/2014	145.51	145.51	100%
20540	03/26/2014	83.28	83.28	100%
			919.28	

APPROVED- 6 REJECTED-

FACILITY: LINCOLN COUNTY FAMILY MEDICAL 05/20/2014 THROUGH 05/20/2014

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID
20508	01/09/2014	199.78	81.91 041%
20509	12/11/2013	199.78	81.91 041%
20510	12/26/2013	199.78	81.91 041%
20545	01/13/2014	249.78	000%

ELIGIBLE FOR INSURANCE/OTHER PAY

245.73

APPROVED- 3 REJECTED- 1

FACILITY: LINCOLN COUNTY RADIOLOGY 05/20/2014 THROUGH 05/20/2014

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID
20537	12/10/2013	767.00	163.55 021%
20515	03/03/2014	181.00	43.19 024%
20517	12/27/2013	325.00	73.30 023%
20544	03/26/2014	219.00	000%

ELIGIBLE FOR INSURANCE/OTHER PAY

280.04

APPROVED- 3 REJECTED- 1

FACILITY: MICHAEL P CLEMENTS, M.D. 05/20/2014 THROUGH 05/20/2014

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID
20543	03/06/2014	132.00	000%

ELIGIBLE FOR INSURANCE/OTHER PAY

20541	04/01/2014	14.07	000%
-------	------------	-------	------

PATIENT'S BILL IS BELOW \$50

APPROVED- REJECTED- 2

FACILITY: NEW MEXICO ONCOLOGY HEMATOLOY 05/20/2014 THROUGH 05/20/2014

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID
20562	07/31/2013	65.36	17.52 027%
			17.52

APPROVED- 1 REJECTED-

FACILITY: UNM HEALTH SCIENCES CTR 05/20/2014 THROUGH 05/20/2014

HC CLAIM #	DATE OF SERVICE	AMT DUE	PAID
20549	03/31/2014	68.00	52.36 077%
			52.36

APPROVED- 1 REJECTED-

INDIGENT FUND MEETING

MAY 20, 2014

TOTAL APPLICATIONS	57	67,908.62
TOTAL APPROVED	51	
TOTAL DENIED	6	
ALBUQUERQUE		
ANESTHESIA ASSOCIATES OF NM		255.45
APPROVED-	1	
DENIED-		
ALAMOGORDO		
GERALD CHAMPION REGIONAL MED CTR		986.37
APPROVED-	2	
DENIED-		
RUIDOSO		
LC AMBULANCE-PRES HEALTH SVCS		2,421.40
APPROVED-	5	
DENIED-		
RUIDOSO		
LINCO MEDICAL & SUPPLY, INC		919.28
APPROVED-	6	
DENIED-		
RUIDOSO		
LINCOLN COUNTY FAMILY MEDICAL		245.73
APPROVED-	3	
DENIED-	1	
RUIDOSO		
LINCOLN COUNTY MEDICAL CENTER		62,730.47
APPROVED-	29	
DENIED-	2	
ALTO		
LINCOLN COUNTY RADIOLOGY		280.04
APPROVED-	3	
DENIED-	1	
RUIDOSO		
MICHAEL P CLEMENTS, M.D.		
APPROVED-		
DENIED-	2	
ALBUQUERQUE		
NEW MEXICO ONCOLOGY HEMATOLOY		17.52
APPROVED-	1	
DENIED-		
ALBUQUERQUE		
UNM HEALTH SCIENCES CTR		52.36
APPROVED-	1	
DENIED-		

ENCL 3

YTD

INDIGENT FUND MEETING

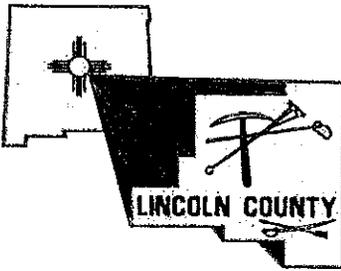
MAY 20, 2014

TOTAL APPLICATIONS	1241	1,190,418.67
TOTAL APPROVED	1134	
TOTAL DENIED	107	
ALBUQUERQUE		
ANESTHESIA ASSOCIATES OF NM		6,004.99
APPROVED-	27	
DENIED-	2	
ROSWELL		
EASTERN NM MEXICO MEDICAL CNTR		10,079.76
APPROVED-	3	
DENIED-		
RUIDOSO		
FRONTIER MEDICAL		347.25
APPROVED-	3	
DENIED-		
ALAMOGORDO		
GERALD CHAMPION REGIONAL MED CTR		40,000.85
APPROVED-	39	
DENIED-	2	
RUIDOSO		
LC AMBULANCE-PRES HEALTH SVCS		20,593.14
APPROVED-	51	
DENIED-	13	
RUIDOSO		
LINCO MEDICAL & SUPPLY, INC		14,040.80
APPROVED-	85	
DENIED-	3	
RUIDOSO		
LINCOLN COUNTY FAMILY MEDICAL		13,456.30
APPROVED-	182	
DENIED-	9	
RUIDOSO		
LINCOLN COUNTY MEDICAL CENTER		992,892.38
APPROVED-	570	
DENIED-	30	
ALTO		
LINCOLN COUNTY RADIOLOGY		3,365.48
APPROVED-	52	
DENIED-	9	
RUIDOSO		
MICHAEL P CLEMENTS, M.D.		1,359.12
APPROVED-	14	
DENIED-	11	

PHOENIX		
NATIVE AM. AIR AMBULANCE, INC		490.00
APPROVED-	1	
DENIED-		
ALBUQUERQUE		
NEW MEXICO ONCOLOGY HEMATOLOY		6,088.57
APPROVED-	21	
DENIED-	10	
ROSWELL		
PATHOLOGY CONSULTANTS OF NM		101.89
APPROVED-	4	
DENIED-	1	
LOS ANGELES		
PHI AIR MEDICAL		2,485.00
APPROVED-	4	
DENIED-	1	
ALBUQUERQUE		
PRESBYTERIAN HOSPITAL		25,393.95
APPROVED-	10	
DENIED-	4	
BRENTWOOD		
ROSWELL CLINIC CORP		104.16
APPROVED-	2	
DENIED-		
RUIDOSO		
RUIDOSO HOME CARE & HOSPICE		5,617.18
APPROVED-	9	
DENIED-		
RUIDOSO		
RUIDOSO PHYSICAL THERAPY, INC.		2,773.48
APPROVED-	17	
DENIED-		
RUIDOSO		
SUBSTANCE ABUSE SERVICES OF LC		1,884.00
APPROVED-	6	
DENIED-		
RUIDOSO		
TALL PINES MEDICAL, INC		298.01
APPROVED-	3	
DENIED-	2	
ALBUQUERQUE		
UNM HEALTH SCIENCES CTR		43,042.36
APPROVED-	31	
DENIED-	10	

AGENDA Item No. 18

MANAGERS REPORT IS IN PROGRESS AND WILL BE PROVIDED ON SUNDAY, MAY 18.



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County of Lincoln

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AGENDA Item No. 19

April 21, 2014

MEMORANDUM

TO: County Commissioners

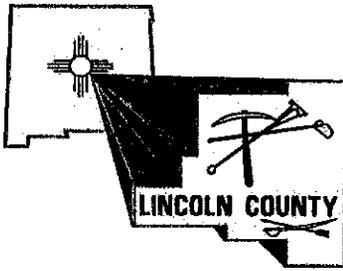
FROM: Nita Taylor, Lincoln County Manager *NT*

SUBJECT: Water Issues/Forest Health/Wildlife Programs

PURPOSE: To provide information on water issues and forest health

1. **Water Rights Notice.** There are no new water right notices on the State Engineer's website.
2. **Newspaper publication of prior water rights notices posted on the State Engineer's Website**
As a result of the newspaper publication of prior water rights notices posted on the State Engineer's website, over 300 Lincoln County residents and landowners protested the transfer of water rights from the Hondo Valley to the Village of Ruidoso. During the April 25th meeting, the Commission directed Manager to send a letter to the State Engineer requesting re-evaluation of the published application to divert water from Hondo to the Village of Ruidoso due to long term impairment in a critical management area; and further noting the applicant has utilized five years of allotted water rights in three years. See letter under signature of Commissioner Powell at **enclosure 1**.
3. **Town Hall on Water Planning, Development & Use** held in Albuquerque on April 15 – 16, 2014. Formal report on the session is expected in the near term.
4. **Pecos Valley Water Users meeting.** Held in Artesia on Friday, May 9th. Manager was unable to attend, but Commissioner Powell represented the County.
5. **New Mexico Environmental Department Water Sustainability Workshop.** NMED is hosting this workshop on Wednesday, May 21st at 10:00 a.m. Commissioners and Manager have been invited. See **enclosure 2**.

Recommendation: Provide direction to Manager, as required,



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May 5, 2014

Honorable Scott A. Verhines, P.E.
New Mexico State Engineer
1900 West 2nd Street
Roswell, NM 88201

Re: Village of Ruidoso Applications for Transfer of Water Rights

Dear Mr. Verhines:

This letter is in reference to the recent transfer applications filed with your office by the Village of Ruidoso ("VOR"). Lincoln County stands in opposition of those transfers as this area is in a critical drought situation, perpetuated by an extreme over-appropriation of this basin:

1. *Eagle Creek*. VOR owns most, if not all, of the Eagle Creek water rights, and due to over-use, even prior to this draught, it is no longer a tributary of the Rio Ruidoso. The result is, of course, a reduction of the flow to the Rio Ruidoso at Glencoe;
2. *Grindstone*. The additional diversion to Grindstone Lake located at Carrizo Creek has further reduced the flow to the Rio Ruidoso. Flow restrictions at the Hollywood Gauge have been ignored by VOR, with no penalty assessed by the Office of the State Engineer ("OSE").

The Commission is very concerned about Ruidoso's consistent misuse and overuse of water. As you know, it used 5-years of water rights in a 3-year timeframe by over-diverting more than 300 acre-feet of water; it supposedly utilizes 5-year accounting system. Even though VOR admitted to this gross overuse, it suffered no consequences as the OSE took no action. A few downstream water right owners took VOR to court, attempting to fight that battle alone.

Here we are now in 2014 addressing the same issue. We strongly oppose VOR again being allowed to utilize 5-years of water on the Rio Ruidoso in a 3-year timeframe. There are fixable reasons, including choices made by VOR that cause its requirement for such extreme amounts of water:

1. It has damaged infrastructure which causes over 30% of its water to be lost by leakage in pipelines;
2. VOR's dam has needed repair since it was built in the 1980's;
3. Ruidoso pumps potable water onto their municipal golf course, allowing its subdivisions inside their city limits to run completely out of water for several days (2013);
4. VOR is currently considering adding a NEW subdivision of 138 homes on Snowflake Ridge inside its city limits.

ENCL 1

The approval of new subdivisions that will certainly increase water needs and usage seems to be in direct contradiction that VOR is in a "dire situation" due to its water shortages, as stated in its original pending transfer application filed with the OSE. Were the situation so dire, VOR would surely not be approving additional land-development proposals to increase water usage. It would be taking steps to conserve.

VOR's lack of infrastructure, adequate planning to accommodate for water needs and choices to increase water consumption (ie., new subdivisions), is now placing the Rio Ruidoso and the Hondo Valley in peril. These pending upstream transfer applications will do nothing to fix VOR's real "wet water" shortage; these transfers would merely be a paper transfer to cover overuse due to mismanagement and poor planning. These pending upstream transfers would simply destroy the future of the small communities of Glencoe, San Patricio, Hondo, Picacho and Tinnie; it would result in drastic and long-term impairment.

As mentioned, the Rio Ruidoso stream is over appropriated and impaired, and to allow these pending transfers would be irresponsible. Many residents of the Rio Ruidoso and Hondo Valleys have voiced their deep and valid concerns to the County Commission, and have also filed formal protests with the OSE. The Hondo Schools, tasked with providing a well-balanced education to this student population, has expressed deep concern over the impact of these transfers to the overall sense of well-being to these students and their families.

The county is responsible to oversee and protect 4,000 square miles of watershed, and as such, feels an overall obligation to help protect the rural residents, land-owners and unincorporated communities that have little or no means of protecting themselves from such piracy that would occur should the OSE approve these transfers to the Village of Ruidoso.

It is critical for the OSE to understand that the Rio Ruidoso system's currently impaired state is from the headwaters all the way to the confluence of the Rio Ruidoso and the Rio Bonito. The aquifer from which this transfer is being moved is where the two streams come together. This has been identified as a totally different aquifer by USGS than the one in Ruidoso to which the water will be moved; as well as the stretch of the stream between the move from and move to sites. These types of surface water decisions will destroy the small stream from the top to the bottom. These transfers will not help the VOR with actual "wet water", because there is not enough flow at the move to sites. Upstream transfers are simply not a viable solution. The price to Lincoln County's economy will be devastating if these transfer applications are approved.

Lincoln County formally requests that your office take a "big picture" look at this critically impaired area, re-evaluate the inevitable damage to the entire Rio Ruidoso and Rio Hondo stream system, along with their respective communities, and deny these "upstream" pending transfers.

Sincerely,

Jackie Powell
Lincoln County Commission Chair



New Mexico Environment Department

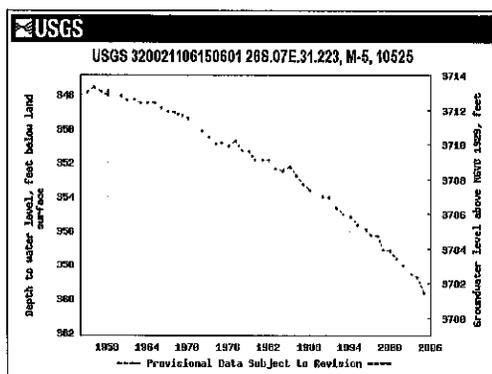
PROTECTING OUR ENVIRONMENT, PRESERVING THE ENCHANTMENT

Water Sustainability Workshop

10:00 Wednesday 21 May 2014

Willie Estrada Civic Center, 800 East First Street, Alamogordo

Water in southern New Mexico is becoming increasingly less accessible due to environmental circumstances and greater demand. Surface water is less reliable as a source and several sources remain affected by recent wildfires. Water well pumping greatly exceeds the amount of water recharged by natural processes and, consequently, aquifers are slowly being dewatered. The long-term decline of aquifer water levels caused by sustained pumping is known as groundwater depletion.



Data from a well in the Tularosa Basin south of Alamogordo.

The New Mexico Environment Department (NMED) encourages public water systems to begin planning for sustainable sources of water as soon as possible. Much can be gained by interfacing with surrounding communities to find collective solutions to common problems. Many options are available if we all start now. These options will be discussed in a short workshop where community leaders can talk with others in the field in an open forum to voice concerns and needs. Source Water Protection will also be discussed.

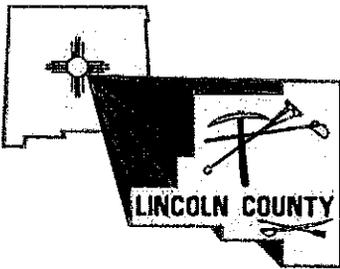
Source Water Protection is a voluntary program created by Congress in 1996 that encourages communities and states to form partnerships to protect sources of water supply from contamination and depletion. A Source Water Protection Plan could lead to the following benefits for community water systems: 1) coordinated monitoring and tracking of groundwater levels and chemical quality; 2) local institutional control of potential sources of contamination; 3) improved water conservation and emergency planning; 4) greater reuse of treated wastewater; 5) expanded public education and outreach; and 6) exploration and potential development of saline groundwater resources that underlie the fresh water aquifers.

NMED's role in this effort will be to empower public water systems, and the communities they serve, to find collective solutions to sustainability and to protect their current sources of drinking water. NMED will also provide technical and administrative assistance. We encourage you to attend this important workshop.

Agenda Item No 20

SUBJECT

1. **1:00 P.M.** Public Hearing to consider the following: Adoption of the Preliminary Budget, FY 2014-2015 by Resolution 2013-38



www.lincolncountynm.net

County of Lincoln

P.O Box 711 • 300 Central Ave. • Carrizozo, New Mexico 88301-0711 • (575) 648-2385

Agenda Item 20

May 15, 2014

MEMORANDUM

TO: County Commissioners
FROM: Nita Taylor, Lincoln County Manager
SUBJECT: FY 2014-2015 Preliminary Budget Approval

Please find under separate cover, the modified preliminary FY 14-15 budget for Commission comment and approval. This revised preliminary budget is based on Commission direction from the Public Hearing held on May 2, 2014. We are on target with meeting the timelines required by the following approved budget schedule:

- | | |
|---|---------------|
| 1. Held Preliminary Hearing with External Entities | May 2, 2014 |
| 2. Submit modified Preliminary Budget to Commissioners for approval | May 20, 2014 |
| 3. Submit Commission approved preliminary budget to DFA | June 1, 2014 |
| 4. Obtain preliminary budget approval from DFA | July 1, 2014 |
| 5. Hold final budget hearing and forward to DFA | July 15, 2014 |
| 6. Load final budget into accounting system | July , 2014 |
| 7. Forward final budget to DFA | July 31, 2014 |

Commission Approved Budget Requests

After incorporating the Commission's actions at the May 2, 2014 preliminary budget hearing, the County's projected ending balance over required reserve is **\$279,301**. At that hearing, the Board of County Commissioners entertained requests from 16 external agencies totaling \$461,776; fully or partially approved all 16, totaling \$398,481; and denied partial funding for 6 requests in the amount of \$63,295. **Enclosure 1** summarizes the approved requests, along with the reduced requests.

Since that preliminary budget hearing, the White Mountain Search and Rescue (WMSAR) has requested Commission consideration to fund its request of \$1,000. See **Enclosure 2**.

The Commissioners also reviewed optional internal requests by departments and Public Elected Officials, including capital outlay and employee additions and/or modifications. Upon considerable discussion, the Commission approved those requests summarized at **Enclosure 3**. The Commission elected to consider the various recommendations for salary adjustments at mid-year. These recommendations included 1) consideration of adjustments to employee Pay Steps and Grades, based on review of job descriptions and level of responsibility; 2) consideration of an across-the-board COLA or general increase for all classified employees; and 3) consideration of implementing salary

increases for elected officials per the guidelines proposed by HB344 and passed into law in 2013. Per law, only newly elected officials are entitled to Commission approved increases.

As described in the May 2nd budget meeting, increases in certain Fund categories require transfer of general fund revenues to cover the departmental expense, as some Fund categories have no revenue source at all, and others have insufficient revenues to cover its expenses. As a result of the Commission approved adjustments to the preliminary budget, the revenues required to be transferred from the General Fund increased by \$400,609; from \$8,863,515 to \$9,264,124. See **Enclosure 4** for an illustration of these transfers.

Budget Requests Under Consideration

1. Clinic Funding Requests

- a. *Lincoln County Medical Center* requested \$521,810 for a combination of operating funds and capital outlay for the clinics in Capitan, Carrizozo and Corona.
- b. *La Casa Buena Salud* requested \$85,000 to assist with the provision of medical services to uninsured and underinsured.

Both of these requests for the rural health clinics will be funded from the Rural Clinics Health Center Fund (Fund 501, page 53). The budgeted .6 mill levy is estimated to yield \$620,000 and is sufficient to cover these budget requests. A review of this Fund shows an estimated carryover in the amount of \$759,936. *I recommend the clinic funding requests be approved.*

2. Lincoln County Medical Center requested funding for its Emergency Medical Services and Medical Center as follows:

a. LCEMS Operating Funds	\$ 5,000
b. LCEMS Capital Requests	\$ 333,000
c. LCMC Operating Funds	\$ 1,250,000
d. LCMC Capital Requests	\$ 125,500
e. LCMC Community Assistance Program	\$ 150,000
f. Safety Net Matching Funds	\$ <u>414,226</u>
TOTAL EMS AND MEDICAL CENTER	\$ 2,277,726
TOTAL CLINICS, EMS AND MEDICAL CENTER	\$ 2,799,536

Of the above request, the \$414,226 is the equivalent 1/12 that state law requires each county to pay to the State of New Mexico to obtain matching federal funds. It is appropriate that this mandate be funded from the Lincoln County Medical Center Fund, (Fund 502, page 54), which consists largely of the 2.0 Mill Levy and the lease payments from LCMC for the medical center complex. However, these mandated funds will be paid directly to the state, and will not be included in LCMC's budget. In addition, the mandated State Medicaid Fund Contribution (\$325,720) will also be funded from this source.

Mr. Santos indicated that this year's request of \$2,799,536 was less than last year's Commission-approved budget award of \$3.3 million. While correct, it is important to note that the \$3.3 generous award included \$1.1 million that LCMC requested to assist with expenses for the prior fiscal year, January to June of 2013. See **Enclosure 5** for a copy of last year's budget memo regarding LCMC's budget request. This memo provides a brief history of last year's turmoil, and prior funding levels.

Mr. Santos also pointed out that many unknowns currently exist in the health care business, as was the case last year, and for the first time ever, LCMC is requesting funding to cover operational expenses in the substantial amount of \$1,250,000. A key factor in determining the proper amount of County funds to budget for LCMC is the level of federal matching funds that LCMC will be awarded. That is an unknown. While the formulas continue to be in limbo, an early estimate during the legislative hearings predicted that LCMC would receive substantially more funding than it had in the past. Currently, for Commission review purposes, the entire \$2.7 million LCMC request is contained in this preliminary budget; however, *I recommend the Commission not make a final decision on budget levels to award to LCMC until the County is made aware of the additional funds to which LCMC will have access.*

Conclusion & Manager's Recommendation:

I recommend a thorough review of summary pages 1 – 4 (**Enclosure 6**) for an understanding of the good financial health of the County. The Grand Total Line on Page 2 illustrates a cash balance of \$8,182,259 after all revenues collected and all expenses paid:

1. Discuss and provide the manager any desired final adjustments in any area of the budget – internal and external requests at Enclosures 1, 2 and 3;
2. Determine whether to adjust the total amount of the LCMC request of \$2,799,536 that is in the current preliminary budget. I recommend the Commission make a final determination on LCMC funding only after the level of matching funds are made public and an analysis conducted to determine need;
3. Approve Resolution 2013-38 (**Enclosure 7**) for forwarding to DFA with the approved preliminary budget

	Organization	10-11 Funded	11-12 Funded	12-13 Funded	13-14 Funded	14-15 Request May 2, 2014	Diff. 14-15 Request From 13- 14 Funded	FUNDED 5.2.2104	% Granted of Total Request
1	NMSU Co-op Ext. Svcs.	\$63,400	\$63,400	\$93,337	\$64,399	\$93,000	\$28,601	\$93,000	100%
2	Capitan Library	\$12,000	\$3,000	\$3,000	\$5,000	\$13,295	\$8,295	\$5,000	38%
3	Corona Library	\$5,000	\$3,000	\$3,000	\$5,000	\$5,000	\$0	\$5,000	100%
4	Ruidoso Library	\$25,000	\$15,000	\$15,000	\$20,000	\$35,000	\$15,000	\$20,000	57%
5	LCJJB	\$4,000	\$8,000	\$8,000	\$8,000	\$8,000	\$0	\$8,000	100%
6	SNMEDD	\$6,000	\$6,000	\$6,000	\$6,000	\$6,000	\$0	\$6,000	100%
7	USDA Wildlife Svcs.	\$15,667	\$31,363	\$38,603	\$39,373	\$47,721	\$8,348	\$47,721	100%
<p>Note: Total Request \$91,000. Per head tax of \$0.55 = \$18,400; delinquent taxes = \$1,200; Taylor Grazing = \$24,179 Requested \$47,721 from Gen'l Fund.</p>									
8	Noxious Weeds	\$50,000	\$50,000	\$50,000	\$40,000	\$50,000	\$10,000	\$50,000	100%
9	South Central Mtn. RC&D	\$7,000	\$7,000	\$40,000	\$30,000	\$40,000	\$10,000	\$40,000	100%
10	Humane Society of Lincoln Cnty	\$35,000	\$30,000	\$30,000	\$30,000	\$35,000	\$5,000	\$30,000	86%
11	EcoServants	\$20,000	\$20,000	\$15,000	\$15,000	\$25,000	\$10,000	\$15,000	60%
12	NM State Library Rural Bookmobile	\$1,050	\$1,050	\$1,050	\$1,260	\$1,260	\$0	\$1,260	100%
13	Coalition of Counties			\$5,000	\$5,000	\$5,000	\$0	\$5,000	100%
14	Town of Carrizozo	\$12,500	\$12,500	\$8,000	\$0	\$7,500	\$7,500	\$2,500	33%
15	Lincoln County Fair Board		\$19,500	\$23,000	\$24,000	\$24,000	\$0	\$24,000	100%
16	Boys & Girls Club	\$3,600	\$0	\$0	\$3,000	\$6,000	\$3,000	\$6,000	100%
17	Sub-total	\$260,217	\$269,813	\$338,990	\$296,032	\$401,776	\$105,744	\$358,481	
Special Requests 2013-14									
18	New Horizons					\$60,000	\$60,000	\$40,000	67%
19	Total	\$260,217	\$269,813	\$338,990	\$296,032	\$461,776	\$165,744	\$398,481	86%
Historical Funding									
	White Mtn. Search & Rescue	\$0	\$0	\$1,000	\$0				
	Lincoln Cnty Food Bank	\$10,000	\$0	\$0					
20	Total Incl. Historical	\$270,217	\$269,813	\$339,990	\$296,032				

ENCL 1



May 15, 2014
White Mountain SAR
PO Box 2542
Ruidoso, NM 88355

Board of Lincoln County Commissioners
PO Box 711
Carrizozo, NM 88301-0711

Re: FY 2014 - 2015 Budget Request

Dear Commissioners,

First, let me thank you for allocating funds for our organization in the past. Since last coming before you, White Mountain Search and Rescue (WMSAR) has been called out fourteen times and was able to actively participate in eight searches contributing a total of 407 person-hours in actual search mission operations. We generally spend about twice that number of person-hours in training.

WMSAR continues to be a team of dedicated volunteers who search for lost, injured, stranded hikers, campers, hunters, cavers and downed aircraft in the mountains and deserts of Lincoln County and southern New Mexico. We respond when called by authorities (State Police) to perform searches and assist in civic emergencies. We have no paid employees or members. We are entirely volunteer and are a 501c3 organization. Members provide their own personal field gear, clothing, rations and pack.

Our request for this coming year will be used to cover operational expenses, consisting of (with estimated cost, based on the past year):

○ Operational and Training supplies & expenses:	\$ 500
○ (Lincoln County) Vehicle maintenance:	<u>\$ 500</u>
Total:	\$ 1000

Attached is our reply to the County Manager's (2014) funding questionnaire.

Thank you again,

Tony Davis,
President, White Mountain Search and Rescue

ENCL 2



May 15, 2014
White Mountain Search and Rescue
P.O. Box 2542, Ruidoso, NM 88355

Attn: Lincoln County Manager
P.O. Box 1234
Carrizozo, New Mexico 88301

RE: FY 2014 – 2015 Budget Requests

Dear Ms. Taylor:

Our organization, White Mountain Search and Rescue, WMSAR, has, in the past, requested assistance from the County. We would request that the Board of County Commissioners consider the funding of our non-profit organization, as they have in the past. We have completed the following form, a cover letter is attached.

Amount of FY 2014 – 2015 County Funding Requested ___ \$1000 _____

Organization is Profit _____ Non-Profit ___ X ___ Government related _____

Describe your organization: _____

Governing Board: _____

Annual Operating Budget: ___ \$1500 ___ Number of full time employees: ___ 0 _____

Number of part time employees: ___ 0 ___ Number of volunteers: ___ 24 _____

Sources of Annual Income and Amount: Federal: ___ \$ 0 ___ State: ___ \$ 0 _____

Municipality Support (State the municipality and the amount): ___ \$ 0 _____

Private Annual Donations: _____ ~ \$ 500 _____

Other sources of income and amount: _____ \$ 0 _____

Total of annual fees charged customers: ___ \$ 0 _____

Total of all annual sources of income, exclusive of the county: _____ ~ \$ 500 _____

County Funds will be used for: _____ mainly, repair of (L. C.) vehicles _____

Who will be the administrator of the funds: ___ the WMSAR Board of Directors _____

How will your organization provide an audit record to the County of expenditures: ___ directly ___

Other information you request to be considered: ___ Both PILT and Title III indicate that SAR is an appropriate use of such funds. _____

Enclosure 2

OPTIONAL COUNTY REQUESTS
for Preliminary Budget Discussion
2-May-14

SHERIFF

1	Office Furniture for expanded space	\$40,000
2	Security Camera System	\$48,000
3	Computer Network System	\$102,000
3	Three SUVs	\$102,000
4	One SUV	\$34,000
		\$326,000

ROAD DEPT.

5	Oil Distributer	\$10,000
6	Two Pick-Up Trucks	\$67,463
7	Dozer (lease)	\$57,576 /year
		<u>\$135,039</u>

LINCOLN COUNTY DETENTION CENTER

8	Four security cameras	\$6,000
9	Washers / dryers for Alpha Unit	\$3,000
		<u>\$9,000</u>

MANAGER

10	One Pick-up Truck (maintenance)	\$16,078
11	One Forklift (maintenance)	\$7,000
12	Storage shed w/concrete pad	\$35,000
13	Expand Manager's office	\$12,600
		<u>\$70,678</u>

DEPARTMENTAL-RECOMMENDED EMPLOYEE MODIFICATIONS

14	Road-Combine 1 part time/1 temporary position for 1 full time	\$13,733
15	Road- 3 OperatorII Permanent Positions	\$140,070
16	Sheriff - 2 Deputies	\$173,576
17	Sheriff - Chief Dispatcher	\$54,706
18	Sheriff - Increase Admin Asst. to 75% of Sheriff's salary	\$3,558
19	OES - Seasonal Firefighter	\$12,665
20	Clerk - Deputy Clerk Part Time to Full Time	\$24,785
21	Treasurer - Deputy Reclassification From 14 to 17	\$2,786
		\$425,879

TOTAL **\$966,596**

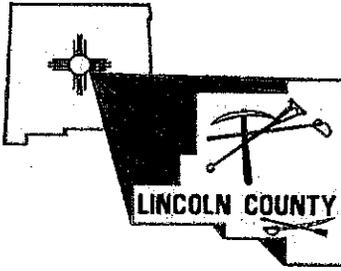
EMPLOYEE/ELECTED OFFICIAL COMPENSATION PROPOSALS (estimates do not include benefits) ****

22	Compensation Board Recommendation to Adjust Pay Steps	\$88,700
23	Increase Salary for all Classified Employees (by 1% increments)	\$30,000
24	Increase Salary for Elected Officials (by 1% increments)	\$4,791

****Commission elected to consider these alternatives at mid-year

CHANGES TO TRANSFERS FROM GENERAL FUND FROM PRELIM I BUDGET AND PRELIM II BUDGET

	Total Fund Change			Page	Fund No	Account Code
1						
1						
2						
3						
4	226,872	\$153,803	Salaries	21	402	2002 - 2017
		\$57,576	Dozer rental	23	402	2900
		\$15,493				
2	\$88,260			25		
		\$30,000	NM/AzCoal/NACO/NMAC		405	2500
		\$6,000	SNMEDD			2503
		\$1,260	NM Regional Library			2506
		\$15,000	Eco-Servants			2527
		\$5,000	Capitan Library			2535
		\$20,000	Ruidoso Library			2536
		\$5,000	Corona Library			2580
		\$6,000	Boys & Girls Club			2645
3	\$40,000	\$40,000	Building Maintenance	32	414	2935
4	\$204,500			34	418	
		\$93,000	Coop/Extension			2502
		\$24,000	Lincoln County Fair Board			2505
		\$2,500	Carrizozo Animal Control			2514
		\$30,000	Lincoln County Humane			2514
		\$50,000	Noxious Weed Program			2570
		\$5,000	Coalition of Counties			2597
5	\$47,721	\$47,721		38	423	1950
6	\$22,201	\$22,201		71	654	1950
7	\$8,000	\$8,000		71	657	2964
8	\$637,554					
9	\$236,945					
		\$190,000	Legislative Appropriations			
		\$46,945				
10	\$400,609					



County of Lincoln

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July 5, 2013

Agenda Item #6

MEMORANDUM

TO: County Commissioners

FROM: Nita Taylor, Lincoln County Manager 

SUBJECT: 2013-2014 Lincoln County Medical Budget Recommendations

Purpose: To provide an opportunity for Mr. Al Santos to provide information supporting Lincoln County Medical Center's request for its FY 2013-2014 Medical Budget; plus a shortfall for FY 2012 – 2013's 2nd and 3rd quarters. See Enclosure 1 for LCMC Presentation.

Discussion: During last year's budget preparation, the Commission approved approximately \$590,000 in SCP funding and \$411,000 Supplemental, Upper Payment Limit funding, for a total of about \$1,001,000. When coupled with the federal match, LCMC anticipated approximately \$3.26 million. During the current fiscal year, revisions to the Sole Community Provider funding formula resulted in significant impacts to hospitals across the state, including LCMC. Rather than the \$3.26 million the hospital was anticipating, it will receive approximately half of that: \$1,697,672. See Enclosure 2 for a spreadsheet illustrating the \$1,218,671 still owed the hospital, plus Enclosure 3 for a letter from NMHSD showing the amount of \$479,001 already paid to the state for FY12-13, Qtr. 1. This letter also informs the county that it will receive a reimbursement of \$183,024.45 since the funds collected to date exceed the amount needed to make the applicable payment to LCMC under the new funding formula.

See Enclosure 4 for the NMHSD presentation depicting the overall changes.

Because of this new unanticipated funding formula change, Mr. Santos is requesting the County to provide additional funding in the amount of approximately \$1.1 million to the hospital for the timeframe January 1, 2013 – June 30, 2013; and approximately \$2.2 mil for FY 2013 – 2014.

In addition, Mr. Santos has requested the Commission to consider maximizing the Medical Mil Levy to the 3.0 rate approved by county voters to ensure maintenance of adequate medical operations balances / reserves. An estimation of the impact of the 3.0 maximization would be \$110,580 annually to the hospital (to 2.1) and \$331,740 to the clinics (to .9).

Recommendation: Consider the LCMC request, determine from information provided by Mr. Santos what the impacts are to not fully fund its request, and finally determine what % increase over current and historical County funding levels is appropriate for the County to direct to hospital funding. i.e., \$2.2 mil is greater than a 100% increase over last year's allocation.

**Department of Finance and Administration
Local Government Division
Budget Recapitulation**

(CENTS ROUNDED TO NEAREST DOLLAR)

Entity Code 26 GENERAL FUND
Fiscal Year 2014-2015
USE OVER REQ. RESERVES
2,141,563 ENDING CASH

(A) PROPERTY TAX CATEGORY	(B) ACCOUNT NUMBER	(C) 2013 FINAL VALUATIONS	(D) 2013 OPERATING TAX RATE	(E) TOTAL PRODUCTION IC X DF ^{93%}	
				IC X DF ^{93%}	93%
RESIDENTIAL	31500	794,775,887	0.00791	6,289,856	
NON-RESIDENTIAL	31500	336,373,119	0.01085	3,648,303	
COLLECTION RATIO		86,078			93%
		TOTAL PRODUCTION		9,242,488	

1,862,262 REQ. RESERVE
279,301 OVER REQ. RESERVE

11,914,492 REVENUES
-9,264,124 TRANSFERS
7,449,047 EXPENDITURES
-4,798,679 REV TO EXP.

279,301 Total over required reserves
-4,798,679 use for Recurring Expenses
-4,519,379 use for NonRecurring expenses

1,862,262 REQUIRED RESERVE 3/12
260,303 REQUIRED RESERVE 1/12

(F) FUND TITLE	(G) FUND NUMBER	(H) FY 2014-2015 UNAUDITED BEGINNING CASH BALANCE	(I) FY 2014-2015 ADJUSTED BUDGETED FUND REVENUES	(J) FY 2014-2015 ADJUSTED OPERATING TRANSFER	(K) FY 2014-2015 ADJUSTED BUDGETED FUND EXPENDITURES	(L) FY 2014-2015 ADJUSTED ENDING FUND CASH BALANCE	(M) APPROVED RESOLUTIONS
GENERAL FUND	401	6,940,242	11,914,492	(9,264,124)	7,449,047	2,141,563	
ROAD FUND	402	300,000	767,792	2,133,146	2,940,635	260,303	
RECREATION	404	0	0	0	0	0	
SPECIAL PROGRAMS	405	0	0	88,260	88,260	0	
RECORDING FEES	406	221,000	61,575	0	279,000	3,575	
BONITO FIRE DEPT.	407	35,000	190,700	0	225,700	0	
HONDO FIRE DEPT.	409	149,000	86,078	0	235,078	0	
LINCOLN FIRE DEPT.	410	179,577	142,116	0	321,693	0	
NOGAL FIRE DEPT.	411	92,263	47,441	0	139,704	0	
GLENCOE-PALO VERDE FIRE DEPT.	412	80,988	94,632	(17,000)	158,620	0	
CAPITAL IMPROVEMENTS PROJECTS	414	0	0	3,520,114	3,520,114	0	
WHITE OAKS FIRE DEPT.	416	48,432	47,441	0	95,873	0	
AGREEMENTS	418	0	0	204,500	204,500	0	
ARABELA FIRE DEPT.	419	102,611	47,441	0	150,052	0	
LEGISLATION APPROPRIATIONS	420	70,000	653,622	(190,000)	533,622	0	
GAS TAX SPECIAL	421	0	183,000	0	183,000	0	
PREDATORY ANIMAL CONTROL	423	0	43,779	47,721	91,500	0	
FIRE SERVICES ADMINISTRATION	424	45,000	63,500	0	108,500	0	
FIREFIGHTING/STRIKE ACTIVITIES	425	0	150,000	0	150,000	0	
FOREST TITLE III	428	27,176	27,000	0	54,176	0	
Page Total		8,291,289	14,520,609	(3,477,363)	16,929,074	2,405,441	0

(F) FUND TITLE	(G) FUND NUMBER	(H) FY 2014-2015 UNAUDITED BEGINNING CASH BALANCE	(I) FY 2014-2015 BUDGETED FUND REVENUES	(J) FY 2014-2015 ADJUSTED OPERATING TRANSFER	(K) FY 2014-2015 ADJUSTED BUDGETED FUND EXPENDITURES	(L) FY 2014-2015 ADJUSTED ENDING FUND CASH BALANCE	(M) APPROVED RESOLUTIONS
LOGGERS TAX FUND	42	0	50,120	0	50,120	0	
CORRECTIONS	43	0	370,900	2,770,576	3,141,476	0	
JAG	44	0	10,000	0	10,000	0	
HOMELAND SECURITY FUND	45	0	1,166,667	388,889	1,555,556	0	
SHERIFF SEIZURE FUND	46	27,934	50	0	27,984	0	
REAPPRAISAL FUND	47	328,299	250,000	0	578,299	0	
RUIDOSO AREA AMBULANCE	48	0	20,000	0	20,000	0	
CAPITAN AMBULANCE DEPT.	49	0	7,977	0	7,977	0	
CARRIZO AMBULANCE DEPT.	50	0	6,617	0	6,617	0	
CORONA AMBULANCE DEPT.	51	0	7,785	0	7,785	0	
HONDO AMBULANCE DEPT.	52	0	7,740	0	7,740	0	
RURAL HEALTH CLINICS	53	759,936	650,900	0	606,810	804,026	
LCMC - HOSPITAL	54	2,501,922	3,260,770	0	2,671,446	3,091,246	
DEER PARK SP FUND	55	0	0	0	0	0	
DEER PARK SAD INCOME FUND	56	588,400	170,800	0	131,890	637,310	
LAW ENFORCEMENT PROTECTION	57	6,637	32,000	0	38,637	0	
ZIA SENIOR CITIZENS	58-63	0	669,596	187,670	857,266	0	
ENVIRONMENTAL GROSS RECEIPTS	64	0	145,000	0	145,000	0	
TREASURER'S RETURNED CK FUND	65	2,678	2,150	0	4,828	0	
ENHANCED 911 DATA BASE/NETWORK	66	0	13,625	0	13,625	0	
FOREST HEALTH FUND	67	164,793	510,000	0	510,000	164,793	
MISDEMEANOR COMPLIANCE FUND	68	0	150,000	0	150,000	0	
CDBG GRANT FUND	69	307,683	500,000	319,147	1,126,830	0	
INDIGENT CLAIMS FUND	70	300,000	630,000	22,201	727,655	224,546	
JUVENILE FUND	71	0	135,000	148,000	283,000	0	
NM HIDTA PARTNERSHIP GRANT	72	0	110,000	0	110,000	0	
1st 1/8 GRT STATUTORY RESERVE	73	151,418	0	0	0	151,418	
DISASTER RELIEF FUND	74	389,439	505,649	(359,100)	463,609	431,479	
1st 1/8th GRT INCOME FUND	75	0	630,000	0	270,900	0	
1st 1/8th GRT DEBT RESERVE FUND	76	272,000	0	0	0	272,000	
Page Total		5,811,139	10,013,346	3,477,383	13,525,050	5,776,818	0
Grand Total		14,102,428	24,533,955	0	30,454,124	8,182,259	0

(A) GENERAL FUND REVENUES REVENUE SOURCE	(B) ACCOUNT CODE	(C)		(D)		(E)		(F) ADJUSTMENT	(G) ADJUSTED TOTAL 2014 - 2015 FY BUDGET
		2011 - 2012 FY ACTUAL	2012 - 2013 FY ACTUAL	2013 - 2014 FY BUDGET	2014 - 2015 FY BUDGET	2014 - 2015 FY BUDGET	2014 - 2015 FY BUDGET		
Property - Current	1010	6,016,654	6,255,397	6,128,180	6,349,574		6,349,574		6,349,574
Delinquent Property Tax	1020	365,648	304,571	300,000	300,000		300,000		300,000
Delinquent Discretionary Mills	1033	151,815	132,282	140,000	130,000		130,000		130,000
General County Mill - Current 2.75 mill	1037	2,765,579	2,895,162	3,040,946	2,890,000		2,890,000		2,890,000
Non-Retention Fees	1041	0	0	0	0		0		0
Penalty & Interest	1050	266,546	240,734	200,000	220,000		220,000		220,000
Administrative Fees	1051	1,945	1,940	2,000	2,000		2,000		2,000
Liquor License	1150	2,125	3,025	2,300	2,500		2,500		2,500
Interest on Investments	1180	88,507	21,211	50,000	30,000		30,000		30,000
DWI Traffic Safety Bureau	1200	0	1,074	0	3,000		3,000		3,000
ODWI					10,000		10,000		10,000
Clerk's Fees	1210	139,721	150,935	145,000	140,000		140,000		140,000
Probate Fees	1220	2,340	1,860	2,000	2,000		2,000		2,000
Sheriff's Fees	1230	14,536	12,655	11,600	10,000		10,000		10,000
Alarm Permit Fees	1231	21,325	21,500	20,400	27,000		27,000		27,000
Placard Fees (rural addressing)	1240	7,143	7,426	3,000	2,200		2,200		2,200
Subdivision/P & Z Fees	1250	6,900	10,087	10,000	10,000		10,000		10,000
OES Fire Reimbursement	1252	2,260	23,218	18,307					0
Reimbursement/Refund-Hondo Senior Center	1262	24,730	17,496	0	0		0		0
Insurance Recoveries	1270	554	17,745	38,077					0
Sale of County Property	1340	1,211	14,758	6,045					0
Fax Machine	1345	60	66	60	60		60		60
PAGE TOTAL		9,879,599	10,133,141	10,117,915	10,128,334		10,128,334	0	10,128,334

LINCOLN COUNTY
 FORM GF-1.2
 GENERAL FUND REVENUES

Entity Code 26
 Fund No. 401
 Dept. No.

(A) GENERAL FUND REVENUES REVENUE SOURCE	(B) ACCOUNT CODE	(C)			(D)		(E)		(F) ADJUSTMENT	(G) ADJUSTED TOTAL 2014 - 2015 FY BUDGET
		2011 - 2012 FY ACTUAL	2012 - 2013 FY ACTUAL	2013 - 2014 FY ACTUAL	2013 - 2014 FY ACTUAL	REQUEST 2014 - 2015 FY BUDGET	REQUEST 2014 - 2015 FY BUDGET			
OTHER CHARGES FOR SERVICES										
Photocopies & Scans	1450	3,848	4,275	3,500	3,500		3,500			3,500
Data Processing	1451	11,276	10,127	10,000	10,000		10,000			10,000
Voided One Year Old Checks	1460	73	98	0	0		0			0
Motor Vehicle Fees	1530	72,071	67,679	65,000	65,000		63,000			63,000
Cigarette Tax - 2 cent - Regular	1550	2	0	0	0		0			0
Auto Paving Principal & Interest	1562	1,604	0	0	0		0			0
Auto Paving Late Fees	1563	10,997	0	0	0		0			0
Election Filing Fees	1570	550	0	200	200		0			0
Auto Voters Registration Sys.	1573	1,549	134	600	600		500			500
Trans. & Xtrad. of Prisoners	1590	346	0	0	0		0			0
Forest Patrol - Sheriff	1610	17,321	83,089	20,000	20,000		21,000			21,000
Payment in Lieu of Taxes	1630	1,527,496	1,536,831	1,449,594	1,449,594		1,449,594			1,449,594
Special PILT- Taxes	1632	7,500	7,500	7,500	7,500		7,500			7,500
Emergency MGMT - Fed/State	1645	0	0	0	0		0			0
County Permit Fees	1646	35	75	100	100		25			25
GRT Tax Equalization (7-1-6.16)	1647	106,323	122,758	90,039	90,039		90,039			90,039
Ft. Stanton Museum	1648	0	0	0	0		0			0
County-Business Retention GRT	1649	3,148	113,490	141,308	141,308		140,000			140,000
BJA Bulletproof Vest Grant	1925	875	1,313	1,313	1,313		1,000			1,000
Joint Ruidoso Grant (records Mgmt)		0	0	0	0		0			0
PAGE TOTAL		1,765,014	1,947,369	1,789,154	1,786,158		1,786,158	0		1,786,158
TOTAL REVENUES (Carry to Recap)		11,644,613	12,080,510	11,907,069	11,914,492		11,914,492	0		11,914,492

RESOLUTION NO. 2013-38
A RESOLUTION ADOPTING THE PRELIMINARY
2014-2015 BUDGET FOR LINCOLN COUNTY

WHEREAS, the Board of County Commissioners of Lincoln County, New Mexico, meeting in a regular session on May 20, 2014, did review the preliminary 2014-2015 budget and it was determined that the proposed budget would be beneficial for the citizens of Lincoln County;; and

BE IT FURTHER RESOLVED that the budget priorities for 2014-2015 for Lincoln County are:

- Priority One - Find additional sources of revenue
- Priority Two - Improve Management of Existing Resources
- Priority Three - Maintain a balanced budget

BE IT FURTHER RESOLVED that the Lincoln County Board of Commissioners hereby continues the existing special mill levy of 2.75 mills, apportioned this year as follows: GENERAL COUNTY GOVERNMENT 2.75 MILLS; and

BE IT FURTHER RESOLVED that the Lincoln County Board of Commissioners hereby continues the existing Hospital Mill Levy at existing rates apportioned this year as follows: LINCOLN COUNTY MEDICAL CENTER AND EMS AT 2.0 MILLS, and RURAL HEALTH CLINICS at .6 MILLS; and

NOW, THEREFORE, BE IT RESOLVED, that the preliminary budget for 2014-2015 is approved; and

BE IT FURTHER RESOLVED, that the Lincoln County Board of Commissioners hereby respectfully requests preliminary approval from the Local Government Division of the Department of Finance and Administration.

ATTACHMENTS: Balance Sheet & Departmental Budgets FY 2014-2015

PASSED, APPROVED AND ADOPTED this 20th day of May, 2014.

BOARD OF COUNTY COMMISSIONERS
OF LINCOLN COUNTY, NEW MEXICO

Jackie Powell, Chair

Preston Stone, Vice Chair

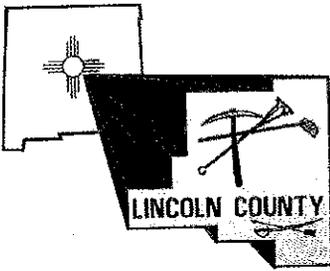
Mark Doth, Member

Dallas Draper, Member

Kathryn Minter, Member

ATTEST:

Rhonda Burrows, County Clerk



LINCOLN COUNTY CLERK

Rhonda B. Burrows, County Clerk Tammie J. Maddox, Chief Deputy Clerk

300 Central Ave. • P.O. Box 338 • Carrizozo, New Mexico 88301-0970
(575) 648-2394 ext. 6 • Fax (575) 648-2576 • (800) 687-2705 ext. 6
www.lincolncountynm.net

Agenda Item No. 21

Memo

To: Board of County Commissioners
Cc: Nita Taylor, County Manager
From: Rhonda Burrows, County Clerk
Date: 4/29/2014
Re: Liquor License Resolution 2013- 39

As per NMSA 1978 7-24-2: "The boards of county commissioners of counties composing local option districts are empowered, by resolution duly adopted, on or before the first day of June of each year to impose an annual, non-prohibitive license tax upon the privileges of persons holding state license under the provisions of the Liquor Control Act to operate within such counties, outside of the municipalities that are local option districts, as retailers, dispensers, canopy licensees, restaurant licensees. The amount of the license tax, which shall not exceed two hundred fifty dollars (\$250), and the dates and manner of the payment shall be fixed by the resolution imposing the tax;..."

The Resolution as presented reflects no change in wording or fees imposed from previous years.

RESOLUTION NO. 2013-39

NOTICE is hereby given by the Board of Commissioners of Lincoln County, State of New Mexico, to all persons proposing to sell or dispense alcoholic liquors outside of the corporate boundaries of the various municipalities situated in the County of Lincoln and who have qualified under the provisions of the Liquor Control Act, Section 60-3A-1, et seq. N.M.S.A. (1978 REPL. PAMP.), and all acts amendatory thereof and supplementary thereto; and have as a condition precedent hereto secured proper license from the Regulation and Licensing Department, of the State of New Mexico, that pursuant to Section 7-24-2, N.M.S.A. (1990 REPL. PAMP), they may apply to the Board of Commissioners through the office of the County Clerk in Carrizozo, New Mexico, for a license to sell or dispense alcoholic liquors in the following designations:

- DISPENSER'S LICENSE**
- CLUB LICENSE**
- RETAILER'S LICENSE**
- CANOPY LICENSE**
- RESTAURANT LICENSE**
- SPECIAL PERMITS**

The Board of Commissioners within and for the County of Lincoln, New Mexico, has designated and prescribed license fees to be paid to the County of Lincoln, as follows:

DISPENSER'S LICENSE.....	\$250.00
CLUB LICENSE.....	\$ 25.00
RETAILER'S LICENSE.....	\$250.00
CANOPY LICENSE.....	\$250.00
RESTAURANT LICENSE.....	\$250.00
SPECIAL PERMITS (per day).....	\$ 25.00

The License Tax period shall begin July 1, 2014 and end June 30, 2015. The full amount of said License Tax fee is due and payable on the date of issuance of the License for the License year. **In the case of a new business, the license fee will be prorated from the date that the State of new Mexico issued its license to the nearest whole month. The concerned business is to provide proof of said date of state issuance. (For Example-If the New Mexico license is issued on or before the 15th of the month, the whole month's proration will apply, if issued after the 15th of the month the county license fee will be charged commencing the following full month.)**

Provided further, that any operator who has not paid or tendered the applicable County License tax shall be subject to closure by the County Sheriff upon the written order of the Board of

County Commissioners, in accordance with Section 7-24-3 N.M.S.A. (1990 REPL. PAMP.).

PASSED, APPROVED AND ADOPTED this 20th day of May, 2014.

**BOARD OF COMMISSIONERS OF
LINCOLN COUNTY, NEW MEXICO**

JACKIE POWELL, CHAIRWOMAN

PRESTON STONE, VICE CHAIR

MARK DOTH, MEMBER

DALLAS DRAPER, MEMBER

KATHRYN MINTER, MEMBER

ATTEST:

RHONDA BURROWS, COUNTY CLERK

Agenda Items No. 22

SUBJECT

Authorization to Schedule Public Hearing to Consider Other Outdated or New Lincoln County Ordinances.

Agenda Item No. 23

SUBJECT

Consideration of Appointments and Removals from Boards/
Commissions/Committees:

- A. **Tabled**-Senior Citizens Olympic Committee
- B. Property Tax Protest Board

PREDATORY ANIMAL CONTROL BOARD, LINCOLN COUNTY - 5 YEAR TERM

DISTRICT NO.	MEMBER	ADDRESS	RESIDES IN DISTRICT NO.	DATE APPOINTED	TERM EXPIRATION
	MARK HENDRICKS	BOX 307, CARRIZOZO 88301	1	07/20/10	07/15
	JIM COOPER	HC75 BOX 25, TINNIE 88351	5	07/20/10	07/15
	RON MERRITT	HC66 BOX 30, YESO 88136	1	07/20/10	07/15
	MIKE SKEEN	BOX 67, PICACHO 88343	5	07/20/10	07/15
	LEE SULTEMEIER	Box 147, CORONA 88318		07/20/10	07/15
	BILLY BOB SHAFER	BOX 82, CARRIZOZO 88301	1	07/20/10	07/15

ACB HOLDS ELECTION - PUBLICATION IS REQUIRED

PROPERTY TAX PROTEST BOARD - 2 YEAR TERM

DISTRICT NO.	MEMBER	ADDRESS	RESIDES IN DISTRICT NO.	DATE APPOINTED	TERM EXPIRATION
	LORI WETZEL	BOX 698, CARRIZOZO, 88301		05/15/12	05/14
	DONDA RICHARDSON	BOX 9, CAPITAN, NM 88316		05/15/12	05/14
	ALTERNATE - DEREK MOORHEAD	1201 MECHEM DR, RUIDOSO 88345		05/15/12	05/14

REGIONAL WASTE WATER JOINT USE BOARD - 2 YEAR TERM

DISTRICT NO.	MEMBER	ADDRESS	RESIDES IN DISTRICT NO.	DATE APPOINTED	TERM EXPIRATION

ROAD REVIEW ADVISORY COMMITTEE, LINCOLN COUNTY - 2 YEAR TERM (ORDINANCE NO. 2003-5)

DISTRICT NO.	MEMBER	ADDRESS	RESIDES IN DISTRICT NO.	DATE APPOINTED	TERM EXPIRATION
DIST 1	LANCE HALE 575-430-9060	BOX 745 RUIDOSO DOWNS, 88346	1	08/20/13	08/15
DIST 2	ROBERT BARBER	BOX 126, CAPITAN, NM	1	10/16/12	10/14
DIST 3	JAMES RUSS	PO BOX 2362 RUIDOSO NM	3	08/20/13	08/15
DIST 4	J.BRYAN WHITE (336-2619 OR 208-610-5464; COCHCH@BAJABB.COM)	PO BOX 237, ALTO, NM 88312		01/22/13	01/15
DIST 5	BILLY SEELBACH (258-1704)	406 GAVILAN CANYON, DOSO 88345	2	06/12/12	06/14

PUBLICATION IS REQUIRED

SENIOR CITIZENS OLYMPIC COMMITTEE, LINCOLN COUNTY - 2 YEAR TERM (ORDINANCE NO. 1994-5)

DISTRICT NO.	MEMBER	ADDRESS	RESIDES IN DISTRICT NO.	DATE APPOINTED	TERM EXPIRATION
	BART YOUNG (257-3193)	BOX 2930, RUIDOSO 88355		03/18/14	03/16
	LUCY SERVIES	107 JACK LITTLE DR. B3, RUIDOSO		01/22/13	01/15
	JIM CLEMENTS	101 POW WOW TR, RUIDOSO 88345		12/17/13	12/15
	GENE NITZ	218 JACK LITTLE DR, RUIDOSO		12/17/13	12/15

*

PREDATORY ANIMAL CONTROL BOARD, LINCOLN COUNTY - 5 YEAR TERM

DISTRICT NO.	MEMBER	ADDRESS	RESIDES IN DISTRICT NO.	DATE APPOINTED	TERM EXPIRATION
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	JIM COOPER	HC73 BOX 25, TINNIE 88351	5	07/20/10	07/15
	RON MERRITT	HC66 BOX 30, YESO 88136	1	07/20/10	07/15
	MIKE SKEEN	BOX 67, PICACHO 88343	5	07/20/10	07/15
	LEE SULTEMEIER	Box 147, CORONA 88318		07/20/10	07/15
	BILLY BOB SHAFER	BOX 82, CARRIZOZO 88301	1	07/20/10	07/15

ACB HOLDS ELECTION - PUBLICATION IS REQUIRED

PROPERTY TAX PROTEST BOARD - 2 YEAR TERM

DISTRICT NO.	MEMBER	ADDRESS	RESIDES IN DISTRICT NO.	DATE APPOINTED	TERM EXPIRATION
	LORI WETZEL	BOX 698, CARRIZOZO, 88301		05/15/12	05/14
	DONDA RICHARDSON	BOX 9, CAPITAN, NM 88316		05/15/12	05/14
	ALTERNATE - DEREK MOORHEAD	1201 MECHEM DR, RUIDOSO 88345		05/15/12	05/14

REGIONAL WASTE WATER JOINT USE BOARD - 2 YEAR TERM

DISTRICT NO.	MEMBER	ADDRESS	RESIDES IN DISTRICT NO.	DATE APPOINTED	TERM EXPIRATION

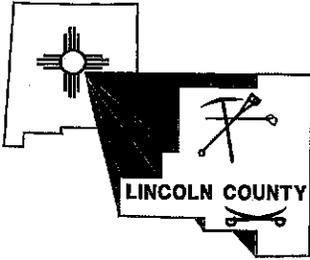
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DIST 5	BILLY SEELBACH (258-1704)	406 GAVILAN CANYON, DOSO 88345	2	06/12/12	06/14

PUBLICATION IS REQUIRED

SENIOR CITIZENS OLYMPIC COMMITTEE, LINCOLN COUNTY - 2 YEAR TERM (ORDINANCE NO. 1994-5)

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	LUCY SERVIES	107 JACK LITTLE DR. B3, RUIDOSO		01/22/13	01/15
	JIM CLEMENTS	101 POW WOW TR, RUIDOSO 88345		12/17/13	12/15
	GENE NITZ	218 JACK LITTLE DR, RUIDOSO		12/17/13	12/15



Lincoln County Assessor

P.O. Box 38 ● 300 Central Ave. ● Carrizozo, New Mexico 88301-0038 ● (575) 648-2306 ● FAX (575) 648-2390

PAUL BACA
Assessor

YOVANNE LUCERO
Chief Deputy

Dear Lincoln County Commissioners,

The Lincoln County Valuation Protest Board members need to be re-appointed for the 2014 and 2015 tax years. This board convenes yearly in order to hear the formal protests regarding valuation of property for Ad Valorem tax purposes.

I am requesting that the Lincoln County Commission re-appoint the current members.

The member are:

Lori Wetzel – Bank Compliance Officer

Donda Richardson – Realtor

Derek Moorhead – Alternate

Thank you for your consideration in this matter.

Respectfully Submitted,

Paul Baca
Lincoln County Assessor

Agenda Item No. 24

SUBJECT

Executive Session Pursuant to the Open Meetings Act: Discussion of all Threatened and/or Pending Litigation Section 10-15-1, Sub-Paragraph H.(7); and Discussion of the purchase, acquisition or disposal of real property or water rights by the public body, Section 10-15-1, Sub-Paragraph H.(8).

See attached list.

Alan P. Morel, P.A.

Attorney at Law

700 Mechem Drive, Suite 12
Post Office Box 1030
Ruidoso, New Mexico 88355-1030

Jira Plaza
Telephone (575) 257-3556
Facsimile (575) 257-3558

May 20, 2014

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); AND DISCUSSION OF THE PURCHASE, ACQUISITION OR DISPOSAL OF REAL PROPERTY OR WATER RIGHTS BY THE PUBLIC BODY, SECTION 10-15-1, SUBPARAGRAPH H.(8)

New or Updated Matters since last report = *

1. *Cooper, Gale and DeBaca County News v. County of Lincoln, Sheriff of Lincoln County, et al.* D-1329-CV-200701364. Suit filed: October 15, 2007. Verified Complaint for Declaratory Judgment Ordering Production of Certain Records and Information. Hearing took place Dec. 18, 2013, and case is ongoing.
2. *Michael Wheaton v Paul F. Baca, Lincoln County Assessor, et. al.* D-1226-CV-2011-00341. Suit filed October 18, 2011. Notice of Appeal of Final Order of the Lincoln County Valuation Protests Board. Attorney has agreed to stay the case pending the decision from the Court of Appeals.
3. *Coble Constructors, LLC, et al v Carl Kelley Construction Ltd. Co, et al.* D-1226-CV-2012-00003. Suit filed January 15, 2012. Complaint to Foreclose Mechanic=s Lien. Order granting motion for resetting 4/17/13. Motion for Summary Judgment filed Jan. 29, 2014, Hearing scheduled April 24, 2014 produced an Order Granting Motion for Extension of Time which was filed May 6, 2014.
- *4. *Greentree Solid Waste Authority v. Lincoln County* D-1226-CV-2014-00095. Suit filed May 1, 2014 Verified Petition for Declaratory and Supplemental Relief: Injunction, Motion to Waive Time to Reassign District Judge (Judge Karen Parsons was disqualified). County was served May 14, 2014. Paul Melendres is composing the Answer, Motion to Disqualify Mr. Beauvais and for Change of Venue.
- *5. *Greentree Solid Waste Authority v. Lincoln County, et. al.* D-0101-CV-2013-00104. Suit filed January 9, 2013. Petition for Declaratory Judgment; Preliminary and Permanent Injunction. Mr. Beauvais filed an appeal Feb. 27, 2014. Mr. Beauvais filed a Reply to Motion to Review Stay and

Supersedeas Bond on April 16, 2014. Waiting on the Court's ruling of ALW&SD Oral Motion to Reconsider the granting of a Stay to GSWA.

*6. *Rio Grande-Alameda, Ltd. v Paul Baca, Lincoln County Assessor D-1226-CV-2013-00005.* Suit filed January 9, 2013. Complaint for Refund of Taxes Paid. Defendant=s first motion to dismiss or Summary Judgment filed August 29, 2013, with plaintiff=s response filed Oct. 4, 2013. Defendant=s Reply to Motion to Dismiss or for Summary Judgment filed Oct. 21, 2013. Hearing was Jan. 6, 2014, and produced an Order of Dismissal, with a Motion to Reconsider filed Jan. 8, 2014. Hearing on the Merits scheduled for May 12, 2014 in Carrizozo with Judge Parsons. The case has been held over.

7. *Steven Miller, et al. v. State Forestry Division, NM Energy, Minerals, and Natural Resources Department, County of Lincoln, et al. D-1226-CV-2013-00160.* Suit filed June 15, 2013. Lincoln County Manager and Commissioners served July 9, 2013. Complaint for Negligence, Injury and Damages. On August 2, 2013, NMAC advised Attorney Bryan Evans has been assigned as counsel for Lincoln County. Judge Waylon Counts has been assigned the case. Plaintiff's Response to Lincoln County's and State's Motion to Dismiss filed Jan. 3, 2014. Judge Counts granted Motion to Dismiss March 24, 2014.

8. *Barbara Diane Latham, et al v. Neal Cox, Ben Hazen, Lincoln County Sheriff=s Department and the County of Lincoln. D-1226-CV-2013-00191.* Suit filed July 19, 2013. Complaint for Violation of Civil Rights, Wrongful Death and Damages by Attorney Gary Mitchell. LCSO and LC Manager were served on August 5, 2013. Tort Claim Notice was filed on October 27, 2011. Advised NMAC has assigned the case to Brennan and Sullivan Law Firm 9/5/13. Case has been moved to Federal Court August 30, 2013. Order Settlement Conference scheduled for July 22, 2014.

9. *State of NM/Lincoln County v. Avalon-Construction, Ruidoso, NM D-1226-CV 2014-00006* Filed Jan. 6, 2014 Open complaint for Refund of Taxes paid. Case assigned to Basham & Basham/Dwyer. Peter Dwyer is lead attorney.

*10. *State of NM/Lincoln County v. Warren Marker M 30 MR 2014-00046* Filed Feb. 28, 2014. Alleged bringing contraband into LCDC – Chris Nebalek with Gary Mitchell's firm assigned as public defender. Pre-Trial Hearing April 14, 2014 was attended by the Defendant who was removed from the court due to creating a disturbance. Noelle Prosequi mailed by Mr. Morel May 12, 2014.

*11. *State of NM v. Irene Howcroft – M-30-MR-2013-00190* Alleged animal nuisance. Hearing set for May 27, 2014. Will be continued. Awaiting new trial date. Case may be prosecuted by District Attorney. Awaiting decision of DA.

*12. *State of NM v. Stephen D. Rabdurn M 32 MR 2014-00076* alleged dogs and cats running at large. Arraignment scheduled April 28, 2014. Mr. Rabdurn entered a plea of No Contest on April 14, 2014. Judgment and Sentencing entered. Case concluded.

*13. *State of NM v. Sherrie Coronado M 32 MR 2014-00075* alleged dogs and cats running at large. Arraignment scheduled April 28, 2014. Ms. Coronado entered a plea of Guilty on April 28, 2014. Judgment and Sentencing entered. Case concluded.

Tort Claims Notices Received or Threatened

2014

Ramos, Aaron – Tort Claim Notice received from Mr. Ramos March 18, 2014 alleging his rights were violated during incarceration at Lincoln County Detention Center. Mr. Ramos alleges damages by not being granted detainee to detainee correspondence.

Millerden, Kenneth and Anita – Tort Claim Notice received May 9, 2014 alleging negligence from staff at Lincoln County Medical Center during postpartum care for their infant son.

2013

Allen, Katherine Elizabeth- Notice of Tort Claim against Lincoln County Detention Center for alleged injuries sustained during transport.

Borrego, Albert - Tort Claim Notice received from attorney Gary Mitchell on June 14, 2013, alleging continued harassment to Albert G. Borrego by police while responding to a noise complaint at Mr. Borrego=s residence on February 28, 2013, and a separate incident resulting in Mr. Borrego=s arrest on March 5, 2013, due to an outstanding warrant, during which Mr. Borrego allegedly sustained injuries while in custody due to an existing broken back injury. Claim has been denied by NMAC.

Espinoza, Robert B Tort Claim Notice received from Robert Espinoza on June 4, 2013, alleging property damage from vehicle accident while Linda Mullins, driving the LC Senior Center meal delivery van ran off road hitting chain link fence, poles and railroad ties.

Harrisburg Documents- Attempts to recover Lincoln County documents illegally taken from the county. County Clerk Rhonda Burrows has been in contact with Harrisburg, PA in recovery efforts.

Montoya, Emilia L. - Tort Claim Notice received by attorney Freda Howard McSwane on April 23, 2013, alleging injuries sustained by Ms. Montoya when a physical altercation took place at the LCDC.

Ramos, Aaron - Tort Claim Notice received by attorney Robert J. Beauvais on April 18, 2013, (correspondence dated September 13, 2011) alleging concerns about Mr. Ramos= safety and welfare and violation of his U.S. Constitutional rights.

Silva, Elmo B Tort Claim Notice received from attorney Richard Marquez November 6, 2013. Alleges false imprisonment for Mr. Silva, who was sentenced in the 12th Judicial District Court to 38 years filed on July 3, 1990.

2012

Cathy and Steve Altstatt B Telephone conference with Cathy Altstatt on April 19, 2012, concerning their unbuildable and unsellable Deer Park Valley lot due to lot size, septic tank set back requirements, and an easement granted to Alto Lakes Water & Sanitation District for a water well.

Riordan, J.T. B Correspondence received from Theresa Riordan on March 28, 2012, concerning her son=s treatment and detention conditions while being held in LCDC.

Sheridan, Michael B Tort Claim Notice received from Attorney, Jennifer Burrill on February 21, 2012, claiming the Lincoln County Sheriff=s Department forced him to register as a sex offender when he did not meet the requirements.

Biggs, M. Jolene B Tort Claim Notice received from Attorney, Adam Rafkin on February 6, 2012, claiming liability by the County of Lincoln by failing to maintain the surface of the parking lot across from the Lincoln County Courthouse in Carrizozo, NM.

Agenda Item No. **25**

SUBJECT

1. Possible Action relating to Greentree Solid Waste Authority Litigation