

## COUNTY OF LINCOLN

### New Mexico Special Meeting Board of County Commissioners

Dallas Draper, Chair  
Lynn Willard, Vice Chair

Thomas F. Stewart, Member  
Elaine Allen, Member  
Preston Stone, Member

#### Minutes Tuesday November 10, 2020

Minutes of the Special Meeting of the Lincoln County Commission held at 8:30 AM on November 10, 2020 in the County Commission Chambers, Lincoln County Courthouse, in Carrizozo, New Mexico.

#### 1. Call to Order

Chair Draper called the Special Meeting of the Board of County Commissioners to order at 8:31 AM

#### 2. Roll Call

##### Roll Call.

**Present:** Chair Draper (Via Zoom), Commissioner Stewart, Commissioner Allen, Commissioner Willard (Via Zoom).

**Absent:** Commissioner Stone.

Others present included Ira Pearson, County Manager; Alan Morel, County Attorney; and Whitney Whittaker, County Clerk.

#### 3. Invocation

Chair Draper asked for a moment of silence.

#### 4. Pledge of Allegiance

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

#### 5. Approval of Agenda

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

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

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

#### 6. Canvass November 3, 2020 General Election Votes

**Motion:** Recess the Special Meeting and convene the Board of Canvass, **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

Whitney Whittaker, County Clerk reminded the purpose of the meeting was for the Board of County Commissioners acting as the Canvass Board for Lincoln County to review and certify the 2020 General Election results.

Clerk Whittaker introduced staff from the Office of the County Clerk including Shannan Hemphill, Chief Deputy Clerk; Charlotte Emmons, Deputy Clerk; Diane Shoemaker, Deputy Clerk; Alysanne Huey, Deputy Clerk and Nick Morerod, Deputy Clerk.

Clerk Whittaker expressed appreciation for the long hours and good service from the poll workers and staff during this election. Clerk Whittaker stated Paul Baca, Vote Technician, Rodney Zamora, Vote Technician, and Leeroy Zamora, Vote Technician worked long hours this election and their hard work to the County was very much appreciated.

Clerk Whittaker presented the 2020 General Election Unofficial Results for Lincoln County. Clerk Whittaker informed 14,831 registered voters were eligible to cast a ballot for the General Election held on November 3, 2020. Clerk Whittaker stated a total of 10,348 ballots were cast resulting in a total voter turnout of 69.77%. Clerk Whittaker stated of the total ballots cast 2,757 were cast by Absentee Voters, 5,943 were Early Voters, and 1,738 were Election Day Voters. Clerk Whittaker commented on the trend of increasing numbers of early voters and stated belief this year's turnout was one of the highest ever in Lincoln County. Clerk Whittaker informed of the 2,757 Absentee Ballots returned 7 were rejected for lack of signature, mismatch last 4 of the social security number or lack of ID as required by law. Clerk Whittaker noted of the 41 Uniform and Overseas Citizens Absentee Voting Act (UOCAVA) ballots issued 34 were returned and tallied. Clerk Whittaker stated 62 Provisional Ballots were issued of which 61 were qualified and tallied and 1 was rejected.

Clerk Whittaker provided printouts of vote totals by precinct and summaries by contest. Clerk Whittaker also presented supporting documentation for review by the Board of Canvass including rosters, applications and permits.

**Motion:** Adjourn the Board of Canvass and reconvene the Special Meeting, **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

**Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).

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

**Motion:** Certify the results of the 2020 General Election, **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

**Vote:** Motion carried by unanimous vote (**summary:** Yes = 4).

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

**SEE EXHIBIT A:** Copy of the Certificate of Canvass for the 2020 General Election is attached hereto in reference thereto made a part hereof.

**7. Approval of Memorandum of Understanding Between the County of Lincoln and the Bureau of Land Management to Participate as a Cooperating Agency Proposed Revision of Grazing Regulations for Public Lands Pass.**

Ira Pearson, Manager stated each cooperating agency must execute an MOU with the Bureau of Land Management in order to assist with the development of the EIS in that capacity. As a result of project timelines, the BLM is encouraging all cooperating agencies to promptly execute the MOU so that they may participate to the fullest extent possible.

**Motion:** Approve the MOU and allow County Manager and Chair of LANRAC to participate as Authorized Officers. **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

**8. Approval to Utilize Lodgers' Tax Funds to Create and Purchase Lodgers' Tax Online Reporting Form**

Manager Pearson stated there was a request for an online portal for Lodgers' Tax. Manager Pearson informed the portal would simplify the process for our Lodging Vendors to submit their monthly reporting. Manager Pearson stated the cost to implement this would be approximately \$600.

**Motion:** Approve the implementation on an online portal for the amount not to exceed \$600, **Action:** Approve, **Moved by** Chair Draper, **Seconded by** Commissioner Allen.

Manager Pearson stated this would be a One-time set up fee.

**Vote:** Motion carried by unanimous roll call vote (**summary:** Yes = 4).

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

**9. Appointment of SNMEDD/COG Official Board Member and Alternate**

Manager Pearson stated in accordance with SNMEDD/COG guidelines, board appointments are for a two-year period. Manager Pearson stated Lincoln County's current representative is Dallas Draper and the alternate is Dr. Lynn Willard.

Commissioner Stewart recommended the commission wait until January to make a decision to involve the new incoming commissioners.

Chair Draper stated Commissioner Willard is currently the alternative and he would be a good person to take over as representative for the County of Lincoln.

**Motion:** Appoint Commissioner Willard and Commissioner Stewart as alternative, **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

**Vote:** Motion carried by unanimous roll call vote (summary: Yes = 4).

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

**10. Presentation of COVID-19 Contingency Plan by Lincoln County Treasurer Beverly Calaway**

Manager Pearson reminded on March 23, 2020, the Board of County Commissioners authorized Resolution 2019-36 allowing the County Manager the authority to implement measures to allow for flexibility of time and location of work, including for offsite and telecommuting, and hours of operation for all employees during the period of this emergency.

Beverly Calaway, Treasurer present her contingency plan.

**Motion:** Approve the County Treasurer's plan, **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

**Vote:** Motion carried by unanimous roll call vote (summary: Yes = 4).

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

**11. Re-Consideration of Road Department Salary Increases**

Commissioner Stewart reminded on October 20, 2020 the Lincoln County Commission approved a 5% salary increase within the Road Department. Commissioner Stewart stated for the purpose of finance more direction is needed.

Commissioner Stewart suggested a 6% increase for everybody but the road superintendent and admin assistant. Commissioner Stewart presented salary calculations correlating with the County pay grade 3 step process.

**Motion:** Approve a 6% via 3 step process depending on employee classifications and to exclude the Road Superintendent and Department Admin Assistant Salaries; effected on November 14, 2020, **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

**Vote:** Motion carried by unanimous roll call vote (summary: Yes = 4).

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

**12. Approval of Temporary Construction Permits with NMDOT on US Highway 54 in Carrizozo, NM**

Manager Pearson stated the temporary construction permit is required for the construction on US 54 in downtown Carrizozo from 13th Street to Jct. with US 380 milepost 122.8 to 123.9 (1.1 mile) for reconstruction, sidewalk and ADA improvements. Manager Pearson informed a temporary construction permit is a short-term easement which remains in effect only during construction. Manager Pearson stated upon completion of the work, the property is returned to the owner.

**Motion:** Approve temporary construction permit, **Action:** Approve, **Moved by** Commissioner Stewart, **Seconded by** Commissioner Allen.

**Vote:** Motion carried by unanimous roll call vote (summary: Yes = 4).

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

**13. Signing of Official Documents**

Chair Draper and Commissioner Willard authorized electronic signature.

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14. Next meeting:

- a. November 17, 2020 Regular Commission Meeting

15. Adjourn

There being no further business to come before the Board of County Commissioners, Chair Draper adjourned the meeting at 9:34 AM.

County of Lincoln  
Board of County Commissioners

Approved Telephonically  
Dallas Draper, Chair

Approved Telephonically  
F Lynn Willard, Vice Chair

Approved Telephonically  
Preston Stone, Member

Approved Telephonically  
Thomas Stewart, Member

  
Elaine Allen, Member

ATTEST:

  
Whitney Whittaker, County Clerk

December 15, 2020  
Date Approved

