

**COUNTY OF LINCOLN**  
**New Mexico**  
***Regular Meeting***  
**Board of County Commissioners**

**Thomas F. Stewart, Chairman**  
**Dr. Lynn Willard, Vice-Chairman**  
**Elaine Allen, Member**  
**Jon Crunk, Member**  
**Todd Proctor, Member**

**Walter Hill, Assessor**  
**Whitney Whittaker, Clerk**  
**Rhonda Burrows, Probate Judge**  
**Michael Wood, Sheriff**  
**Beverly Calaway, Treasurer**

**Ira Pearson, County Manager**

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**AGENDA**

**Commission Chambers, and Via ZOOM - Tuesday, November 16, 2021 @ 8:30 A.M.**

County of Lincoln is inviting you to a scheduled Zoom meeting.

Join Zoom Meeting

<https://us02web.zoom.us/j/86835226487?pwd=b0o4bjFzZTBBDNThmVWtQbks4WE9jUT09>

Meeting ID: 868 3522 6487

Passcode: 847990

One tap mobile

+13462487799

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:
  - a. October 19, 2021, Regular Commission Meeting
7. Approval of Consent Agenda
  - a. Payroll/Accounts Payable/Budget/ Expenditures
  - b. Treasurer’s Financial Report for the Month ending October 31, 2021
  - c. Approval or Disapproval of Safety Net Care Pool & Indigent Health Care Claims
  - d. Approval of Required 2022 Operational Resolutions:

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

- i. Resolution 2021-28 - Establishing 2022 Regular Commission Meetings
    - ii. Resolution 2021-29- Establishing 2022 County Official Holiday Calendar
    - iii. Resolution 2021-30- Open Meetings Act
    - iv. Other 2022 Committee Meetings – Lincoln Historic Preservation Board, Lodger’s Tax Committee and Land & Natural Resources Committee (LANRAC)
  - e. Approval of Resolution 2021-31: Disposition of County Inventory and Capital Assets
  - f. Approval of Resolution 2021-33: Vehicle Replacement Policy
  - g. Approval of Memorandum of Understanding Between the County of Otero, City of Alamogordo, Village of Ruidoso, City of Ruidoso Downs, 12<sup>th</sup> Judicial District Attorney and the County of Lincoln Regarding the White Mountain Drug Task Force-Narcotics Enforcement Unit (NEU)
8. Forest, Land & Natural Resources Matters:
- a. Smokey Bear Ranger District
  - b. Lincoln County / NMSU Extension Services
  - c. State Forestry - EMNRD
  - d. South Central Mountain RC & D
  - e. Upper Hondo Soil & Water Conservation District
  - f. Land and Natural Resources Advisory Committee-LANRAC
9. Approval of Prior Year FY 20/21 Invoices from Rachel’s Communications LLC in the Amounts of \$485.25 and \$485.25 for the County Monthly Telephone Maintenance Agreement
10. Approval of FY 20/21 Budget Adjustment by Resolution 2021-27
11. **9:30 A.M.:** PUBLIC COMMENT AND OTHER BUSINESS FROM COUNTY OFFICIALS (Items are for discussion only – no action will be taken)
12. **PUBLIC HEARING 10:00 AM:**
- a. Authorizing The Issuance And Sale Of Lincoln County, New Mexico Taxable Industrial Revenue Bonds (Pattern SC Holdings LLC Project), Series 2021, In One Or More Series, In An Aggregate Principal Amount Not To Exceed \$3,600,000,000 (The “ Bonds”); To Provide Funds To Finance The Acquisition, Construction, Equipping And Installation Of Wind Energy Facilities To Be Constructed In One Or More Phases For The Purpose Of Generating Electricity And Located Within The County But Outside The Boundaries Of Any Incorporated Municipality; Authorizing The Execution And Delivery Of An Indenture, A Lease Agreement, A Bond Purchase Agreement, A Sublease Agreement, The Bonds, And Other Documents In Connection With The Issuance

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Of Each Series Of Bonds; Making Certain Determinations And Findings Relating To The Bonds Of Each Series; Ratifying Certain Actions Taken Previously; And Repealing All Actions Inconsistent With This Ordinance.

- b. Clovis Sign Service Inc. - Request For Variance From Ordinance No. 2006-6 Lincoln County Outdoor Advertising Regulation Ordinance: An Ordinance Establishing Restrictions And Prohibitions To Promote Safety Of Travelers Along Certain Highways, To Prevent Visual Pollution Of Those Highways Through Regulation Of Outdoor Advertising, To Protect The Investment In Public Highways And Private Property Values; Defining Areas To Be Regulated; Making Restrictions On Signs And Billboards; Requiring A Permit Prior To Construction Or Alteration; Providing For Exceptions; Prohibiting Abandoned And Dangerous Signs; Providing For Removal Of Non-Compliant Billboards, And Establishing Penalties For Violations; Providing For Ordinances In Conflict Herewith And For The Severability Of Parts Hereof; Providing An Effective Date; And Repealing Ordinance 2004-10.
13. Lincoln County Detention Center Update – Warden Scott Colvin
14. Lincoln County Medical Center Update – Todd Oberheu
15. Manager’s Report
16. Approval of Resolution 2021-32 Authorizing Zia Senior Centers Program Director and County Manager to Submit a Proposal for RFP 2002-01 (Provision of Service for Older New Mexicans) and to Sign and Enter into a Four-Year Contract (2022-2026)
17. Consideration of Appointments to Boards/ Commissioner’s Committees:  
- Lodger’s Tax Committee- Member who is a resident of the unincorporated area of the County who represents the general public
18. Annual Renewal Approval of the Agreement for Professional Services Between the County of Lincoln and Kenneth R Vega for Misdemeanor Probation Compliance
19. Employee Recognition for Going Above and Beyond the “Call of Duty”- Deputy Hari Gray and Deputy Levi Wrye
20. Installation of Telecommunications Tower at 111 Copper Ridge Road, Capitan, NM - Discussion and Direction
21. Discussion and Direction of Potential Use of American Rescue Plan Act (ARPA) Funds for the Lincoln Mutual Domestic Water Consumers Association
22. Integrated Resource Plan Presentation - Zia Natural Gas Company

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23. Discussion and Possible Direction Regarding the Occupational Safety and Health Administration's (OSHA) Emergency Temporary Standard (ETS) Requiring Businesses with at Least 100 Employees to Mandate That Their Employees Get Vaccinated Against COVID-19 or Wear a Mask and Test for COVID-19 on a Weekly Basis
24. Approval for Award of RFP 21-22-03 Telecommunications Facilities Consultants
25. Review, Discussion and Possible Direction of a County Nuisance Ordinance
26. Jayne's Construction Request for \$21,000 for the Lincoln County Medical Center Construction-Discussion and Possible Action
27. 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); Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights by the Public Body, Section 10-15-1, Subparagraph (H)(8)
28. Authorization to Schedule Public Hearing to Consider Other Outdated or New Lincoln County Ordinances
29. Signing of Official Documents
30. Next meeting:
  - a. December 14, 2021, Regular Commission Meeting
31. Adjourn

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