

Board of County Commissioners

700 N. Main St.
Clovis, NM 88101

Monday, June 15, 2015

Special Meeting

Clovis-Carver Library: North Annex

1 I – CALL TO ORDER

Attendee Name	Title	Status	Arrived
Wendell E. Bostwick	Vice Chairman	Present	9:00 AM
Ben McDaniel	Chairman	Present	9:00 AM
Tim L. Ashley	Commissioner	Present	9:02 AM
Chet Spear	Commissioner	Present	9:00 AM
Angelina Baca	Commissioner	Present	9:00 AM

2 1. Invocation

3 2. Pledge of Allegiance

4 3. Approval of the Agenda

5 Spear requested Item #8 from the Consent Agenda to be moved to Action Item #4. **Bostwick**

6 **Motioned to approve the agenda with changes.** Baca second.

7 **RESULT: ADOPTED BY VERBAL VOTE [UNANIMOUS]**

8 **MOTION:** Wendell E. Bostwick, Vice Chairman

9 **SECOND:** Angelina Baca, Commissioner

10 **AYES:** Bostwick, McDaniel, Ashley, Spear, Baca

11 II – RECOGNITION OF VISITORS AND PUBLIC INPUT FOR WHICH NO ACTION WILL BE 12 TAKEN

13 Spear extended a kudo to Norma Delarosa. She was the head of the Pioneer Day Parade this year and
14 she represented the County on the commercial and business float, in which we took first place. Spear
15 thanked her and said he appreciates her hard work.

16 III – CONSENT AGENDA

17 1. Request Approval of Payable Checks #117296 thru #117396; Payroll Check #52328;
18 Purchase Card Expenditures 4-16-15 thru 5-15-15 for a Total of \$507,772.35 - Carol Pipes

19 2. Request Approval to Dispose of Seven (7) Obsolete County Assets (List Attached)
20 Through Scrape Disposal; Assets Are Still Carried on Asset List But No Longer in Use by
21 County - Carol A. Pipes

22 3. Request Ratification of Agreement with the State of New Mexico Department of
23 Finance and Administration Local Government Division DWI Grant Program for Project
24 #16-D-J-G-6 for the Term of July 1, 2015 to June 30, 2016 in the Amount of \$56,800 –
25 Deanna Bouillon

26 4. Request Approval of Cooperative Service Field Agreement and Attachment A with
27 United States Department of Agriculture Animal and Plant Health Inspection Service
28 Wildlife Services to Provide Operational and Technical Control Services to Curry County
29 Residents in Order to Minimize Wildlife Damage to Agriculture, Natural Resources and
30 Property and Health and Safety for a Term of July 1, 2015 to June 30, 2016 at the Amount
31 of \$7,500 – Lance A. Pyle

32 5. Request Approval of Intergovernmental Service Agreement with Eddy County, New
33 Mexico to House Curry County Inmates with an Effective Date of May 28, 2015 at the Cost
34 for Adult Inmates at \$75.00 Per Day and Juvenile Inmates at \$200.00 Per Day – Tori
35 Sandoval

36 6. Request Ratification of Culvert Applications/Permit from Ken Bocox, to be Placed on
37 Curry Road C Between Curry Road 17 and New Mexico 77 - David Corbin

38 7. Request Ratification of Culvert Applications/Permit from Becky Wood for Western
39 Mortgage, LP, to be Placed on Curry Road N Between Curry Road 13 and Curry Road 14 -
40 David Corbin

41 8. Request Approval of Agreement with the State of New Mexico Department of Finance
42 and Administration Local Government Division to Provide an Alternative Adjudication
43 Program for Juveniles Charged With Misdemeanors in the Amount of \$12,000 for the
44 Term of July 1, 2015 to June 30, 2016 - Deanna K. Bouillon

45 **Bostwick motioned to place items on the Consent Agenda.** McDaniel second. Riley called roll.
46 Unanimous in approval.

47 **RESULT: APPROVED BY ROLL CALL VOTE [UNANIMOUS]**

48 **MOTION:** Wendell E. Bostwick, Vice Chairman

49 **SECOND:** Ben McDaniel, Chairman

50 **AYES:** Bostwick, McDaniel, Ashley, Spear, Baca

51 **Bostwick motioned to approve items on Consent Agenda.** Ashley second. Riley called roll.
52 Unanimous in approval.

1 **RESULT: APPROVED BY ROLL CALL VOTE [UNANIMOUS]**
2 **MOTION:** Wendell E. Bostwick, Vice Chairman
3 **SECOND:** Tim L. Ashley, Commissioner
4 **AYES:** Bostwick, McDaniel, Ashley, Spear, Baca

5 **IV – ACTION ITEMS**

6 **1. Discussion and Request Appointment of County Voting Delegate and Alternate for the**
7 **National Association of Counties Conference July 2015 in North Carolina – Lance A. Pyle**

8 Pyle stated that the National Association of Counties (NACo) sent a letter requesting the appointment
9 and notification of a voting delegate and alternate who will be able to vote for NACo officers at the
10 NACo Conference being held July 2015 in North Carolina. Pyle stated that Ashley and Baca are
11 scheduled to attend the Conference. **Bostwick Motioned to appoint Ashley as the delegate**
12 **and Baca as the alternate.** Baca concurred. Unanimous approval.

13 **RESULT: APPROVED BY VERBAL VOTE [UNANIMOUS]**
14 **MOTION:** Wendell E. Bostwick, Vice Chairman
15 **SECOND:** Angelina Baca, Commissioner
16 **AYES:** Bostwick, McDaniel, Ashley, Spear, Baca

17 **2. Discussion and Request Approval of Resolution #2015-27 Budgetary Adjustments and**
18 **Revision in the Amount of \$1,600 For Keep NM Beautiful Inc. Grant Award - Carol A.**
19 **Pipes**

20 Carol Pipes stated that last month the Commission approved a Resolution to add \$800 to the current
21 budget in order to expend the money awarded to the County from the Keep New Mexico Beautiful, Inc.
22 Grant Award. After that meeting the County was notified that Keep New Mexico Beautiful, Inc., has
23 awarded another \$1,600 to Curry County. Ms. Pipes is requesting approval to increase revenue and
24 expenses in order to expend the \$1,600 in this year's budget. **Bostwick Motioned to adopt**
25 **Resolution #2015-27.** McDaniel 2nd. Riley called roll. Unanimous approval.

26 **RESULT: APPROVED BY ROLL CALL VOTE [UNANIMOUS]**
27 **MOTION:** Wendell E. Bostwick, Vice Chairman
28 **SECOND:** Ben McDaniel, Chairman
29 **AYES:** Bostwick, McDaniel, Ashley, Spear, Baca

30 **3. Discussion and Request Approval of BID# 2014/15-06 and Contract for the Re-Roofing**
31 **Project for the Patrick C. Sandoval Curry County Health Facility - Carol A. Pipes and**
32 **Steve Doerr**

33 Carol Pipes stated that Jim Koontz recommended that the contract be awarded to WWRC, Inc., as their
34 estimate came in at the low base bid of \$113,900, the repair and recoating of EIFS at \$22,400 and he
35 also recommended the installation of a wall-mounted access ladder for the quoted price of \$4,800. The
36 scope of the work is to remove, haul and dispose of the existing roof of the Patrick C. Sandoval Curry
37 County Health Facility and then replace it with two 1.5 inch ISO's with one-inch fiber installation above
38 it, and repair a coat of the external facing. The total cost of the contract is \$141,100, excluding GRT.
39 Bostwick stated that he has concerns with a wall-mounted ladder in that it provides contractors access
40 to the roof along with anyone else that would want to get on the roof. He stated that very rarely does
41 anyone need to access the roof so he is questioning why spend the \$4,800 for a ladder when the county
42 already possesses a ladder that will allow access to the roof. Ben Roberts stated that the engineer
43 recommended obtaining the ladder. He also stated that the ladder would have a gate at the bottom
44 that would prevent unauthorized access. The ladder would be a convenience, but not a necessity.
45 Ashley questioned the extension length of the ladder and was told it is 14 feet. Bostwick stated that the
46 county already owns 14-foot ladders and does not feel that we need to obtain another one. **Bostwick**
47 **Motioned to approve the bid without the ladder.** Ashley 2nd. Unanimous approval.

48 **RESULT: APPROVED BY VERBAL VOTE [UNANIMOUS]**
49 **MOTION:** Wendell E. Bostwick, Vice Chairman
50 **SECOND:** Tim L. Ashley, Commissioner
51 **AYES:** Bostwick, McDaniel, Ashley, Spear, Baca

52 **4. Request Approval of Curry County Special Management Policies and Procedures –**
53 **Tori Sandoval**

54 Spear stated that Administrator Sandoval is in a hearing and he feels that she needs to be present in
55 order to answer the questions he has regarding the policies and procedures that are being presented.
56 He recommended to table this item until she can be present and continue with the rest of the agenda,
57 and if she cannot make it to this meeting to move to the next meeting date. **Ashley moved to table.**
58 Baca 2nd. Unanimous in favor. Ms. Sandoval came in at approximately 9:21 a.m., and the Commission
59 called her to the podium. She stated that the New Mexico Association of Counties (NMAC) gave the
60 Special Management Policy to the Adult Detention Center (ADC) when they came down last month to
61 view the facility. ADC staff has gone through the policies and have made changes to adapt it to Curry
62 County. She stated that this policy outlines how to handle the special management inmates (SMI) and
63 stated that documentation will be a huge part of handling the SMI's. Some things outlined in the policy

1 were to have weekly committee meetings, it also detailed the documentation processes, stated that the
2 SMI's are to have allotted time outside of their pods, have scheduled laundry and barber times, etc. It
3 emphasized the importance of removing the SMI's from general population and having them evaluated
4 by a mental health professional in a timely manner. Sandoval stated that they sent the corrections they
5 made to Manny Romero, he approved the changes and then the policy was sent to Doerr for his review
6 and approval. Doerr suggested changes and those changes have been made. Baca stated that the
7 process for evaluating SMI's through the court system is a long and costly process. She questioned if
8 anyone has addressed these issues with the District Attorney's Office or the Chief Judge. Doerr stated
9 that it has been addressed with the District Attorney's Office, but it is very costly, not only for the
10 County, but also for the courts. He stated that there are limited facilities available to send these
11 individuals to for evaluation and a limited amount of personnel that are capable of conducting the
12 evaluation. Ashley asked if there was a metric in place to evaluate each individual that enters the ADC.
13 Sandoval stated that they have discussed having each individual evaluated by
14 Curry County's medical team and/or Mental Health Resources as the individuals enter the facility, but at
15 this time every single person does not receive a mental evaluation. The medical staff does see each
16 individual that is brought into the facility for a medical evaluation, but not necessarily for a mental
17 evaluation. Bostwick stated that even though we have a screening process in place, not all individuals
18 report truthfully. Some of the more complex evaluations can take up to five days. Sandoval was asked
19 what percentage of the inmate population falls under the SMI guidelines. She replied that there were
20 approximately 33 individuals, which is over 10 percent of the entire population. Doerr stated that this
21 policy covers any inmate that has "special needs", it is not specific to just competency issues. **Bostwick**
22 **Motioned to adopt the policy.** McDaniel 2nd. Spear questioned if the policies will be adapted for the
23 juvenile detention center also. Sandoval stated that this policy is geared toward the adult population;
24 modifications will have to be made before it can be implemented for juveniles. Sandoval was asked if
25 this policy will be a separate policy or if it will be included in the current policies. She stated that this
26 will be included, along with the revisions made. Spear asked numerous questions regarding the
27 verbiage of this policy, he asked for clarification of some sections and inquired if training has been
28 implemented. He suggested several changes one of which was to include a time frame for how long
29 ADC personnel has to provide written notification that the inmate is being placed in an involuntary
30 administrative segregation and also have a place for written acknowledgment from the inmate, or if
31 he/she refuses, have a place for a witness to state that the inmate refused. Sandoval stated that she
32 could make the changes requested. Spear informed Sandoval that he will no longer review the revised
33 policies for the detention centers as NMAC, Grace Phillips and Manny Romero have all strongly
34 recommended that the Board remove themselves from the review and approval process. Bostwick,
35 McDaniel, Ashley and Baca voted in favor to adopt the policy. Spear abstained. Bostwick asked for
36 direction on what the correct procedure would be to take to remove the Commission from the oversight
37 of policies and procedures. Doerr stated that the offices run by elected officials have statutory powers
38 and can run their office how they see fit, the ADC is a county department and the county has control
39 over how it is run. He feels that there are some policies that the Commissioner's need to have input in.
40 Baca stated that it gives her pause to completely step away from reviewing policies, especially for the
41 detention centers, but would like to see if the process could be streamlined by setting up review
42 committees or setting deadlines to have policies reviewed. Bostwick echoed his frustration with how
43 long the policy review process takes. The existing policy review procedure was outlined by Sandoval
44 stating that they receive policies, her command staff and herself review and make changes, those
45 changes are sent to Manny Romero and NMAC. Romero and NMAC review and may have changes. If
46 changes are requested, the ADC command staff again reviews and decides whether or not to accept or
47 deny the changes. The policies are then sent to the County Manager for his review and to forward to
48 Doerr. Pyle and Doerr may request changes also. Once all have approved, then the policy is presented
49 to the Commission. Spear interjected that the County Manager hired Sandoval with the belief that she
50 will run the detention center to the best of her ability and will implement any policy changes that seem
51 fit. He stated that the Commission should put their faith and trust in Sandoval's judgment and abilities
52 to implement any policies that may be necessary.

53	RESULT:	APPROVED BY VERBAL VOTE [4 TO 0]
54	MOTION:	Wendell E. Bostwick, Vice Chairman
55	SECOND:	Ben McDaniel, Chairman
56	AYES:	Wendell E. Bostwick, Ben McDaniel, Tim L. Ashley, Angelina Baca
57	ABSTAIN:	Chet Spear

58 **V – INDIGENT BOARD MEETING**

59 **Bostwick Motioned to enter Indigent Board Meeting at 9:16 am.** Ashley 2nd. Riley called roll.
60 Unanimous approval.

1 **RESULT: APPROVED BY ROLL CALL VOTE [UNANIMOUS]**
2 **MOTION:** Wendell E. Bostwick, Vice Chairman
3 **SECOND:** Tim L. Ashley, Commissioner
4 **AYES:** Bostwick, McDaniel, Ashley, Spear, Baca

5 **Ashley Moved to exit Indigent Board meeting at 9:18 am.** Baca 2nd. Unanimous approval.

6 **RESULT: APPROVED BY VERBAL VOTE [UNANIMOUS]**
7 **MOTION:** Tim L. Ashley, Commissioner
8 **SECOND:** Angelina Baca, Commissioner
9 **AYES:** Bostwick, McDaniel, Ashley, Spear, Baca

10 **VI – FUTURE AGENDA ITEMS**

11 Spear asked that future agenda items would include plans/discussion of the Adult Detention Center roof
12 as well as the closed pods. Pyle stated that they are in the process of obtaining three bids for the pod
13 repair and hope to be able to present those to the Commission at the June 30, 2015 meeting along with
14 the contract for the roof repairs. He also stated that he is trying to schedule a meeting with prior
15 architects that have drawn up conceptual plans to obtain input on what has been accomplished. Baca
16 inquired about having sidewalks poured on Martin Luther King Boulevard between Grand and 21st
17 Street. Discussion ensued and it was established that the area of concern is city property not county so
18 it was recommended that she either attend a City Commission Meeting to address this matter or write a
19 letter to the City to have this placed on their agenda in the future.

20 **VII – PUBLIC INPUT FOR WHICH NO ACTION WILL BE TAKEN**

21 Rube Render, 1341 Oakhurst Road, Clovis NM, stated that the issues in the jail have been going on for
22 many years. He feels that the NMAC needs to realize that there is a crisis in the jail system and it can
23 neither be corrected at the individual detention center or the county level. It needs to be addressed at
24 the state level. He stated that more and more detailed policies keep being written and reviewed to no
25 avail. Bostwick stated that the NMAC is very aware of the detention center issues all over the state.
26 Render then stated that we need to remember who actually is paying the price, the public. Baca
27 inquired of Sandoval Curry County's cost for housing juveniles. Sandoval stated that she did not have
28 those figures in front of her and would need to look it up. Sandoval did state that when other counties
29 house our juveniles, they charge anywhere from \$125 to \$150 a day. Pyle said that the County chose
30 random dates and then compiled the data for how many juveniles in detention on that certain date,
31 how many detention staff on duty on that certain date, etc., and for one specific day Curry County
32 housed one juvenile and the cost for housing that individual came to \$2,500. He stated that in the past
33 year the juvenile numbers have been down and it could be cheaper to close our juvenile facility and
34 send our juveniles somewhere else to be housed. The only challenge is that more counties are seeing
35 the liability and are closing their facilities also. He is sending an email to the Commissioners stating that
36 Quay County is closing their juvenile facility July 1, 2015 and will send their juveniles to Curry County.
37 Baca requested clarification or more information on how the Juvenile Adjudication Fund Grant Program
38 works. Pyle stated that he can send each Commissioner an email containing information on this
39 program. He stated that this is a grant that was applied for on behalf of the Juvenile Justice Program.
40 Doerr read out loud the program description for the \$12,000 grant. It stated that it would be used for
41 the Matt 25 Hope Center to offer Life Skills classes. That curriculum is based on both social influence
42 and competence enhancement models of prevention. It teaches personal and social skills that build
43 resilience and help youth navigate developmental tasks, including skills necessary to understand and
44 resist pro-drug influences. It is another alternative program to use to work with the children before they
45 become repeat offenders.

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48 **VIII – ADJOURNMENT**

49 **McDaniel Motioned to adjourn this meeting at 10:40 am.** Ashley 2nd.

50 **BOARD OF CURRY COUNTY COMMISSIONERS**

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54 **Ben McDaniel – Chairman**

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57 **ATTEST:**
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61 **Rosalie L. Riley – Curry County Clerk**
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1 In compliance with the Americans with Disabilities Act of 1990, the County will provide appropriate
2 auxiliary aids and services to afford an individual with a disability an equal opportunity to participate in
3 any public meeting held by the County. A minimum of 48 hours advance notice is requested.

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5 IN ATTENDANCE:

Rosalie Riley	Carol Pipes	Steve Gershaw	Lance A. Pyle
Ecipio Lucero	Norma Delarosa	Deanna K. Bouillon	Ben Roberts
Wesley Waller	Tori Sandoval	Sandy Loomis	Brittney Cannon

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