

Board of County Commissioners

700 N. Main St.
Clovis, NM 88101

Friday, June 13, 2014

Special Meeting

Clovis-Carver Library: North Annex

1 I – CALL TO ORDER

Attendee Name	Title	Status	Arrived
Wendell E. Bostwick	Commissioner	Remote	9:00 AM
Robert O. Sandoval	Commissioner	Present	9:00 AM
Frank H. Blackburn	Chairman	Present	9:00 AM
Ben McDaniel	Commissioner	Present	9:00 AM
Tim L. Ashley	Commissioner	Present	9:00 AM

2 **Invocation**

3 **Pledge of Allegiance**

4 **Approval of the Agenda**

5 **Motion to approve Agenda.**

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

7 **MOTION: Robert O. Sandoval, Commissioner**

8 **SECOND: Tim L. Ashley, Commissioner**

9 **AYES: Bostwick, Sandoval, Blackburn, McDaniel, Ashley**

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

12 **Manager Pyle** read a statement in which he said he had received over 30 calls, letters, and messages
13 about the proposed adult entertainment business in Curry County. He said on June 5th Patrick
14 McDonald came to see him about obtaining an application for a business license pursuant to County
15 Ordinance #86-2. Pyle said he informed Mr. McDonald he did not handle permits or license applications
16 but would look into his request and asked him to contact him the following week. Pyle stated he had
17 received an email from Attorney Dwight McDonald from Lubbock and read, "My name is Dwight
18 McDonald. I am the brother of Patrick McDonald. I am an attorney in Lubbock, Texas, and recently
19 began looking into other business opportunities and thought an adult club would be a good investment.
20 I have been out of the country so I asked Patrick to do some leg work and gather some information for
21 me. I will be leaving the country again tomorrow and will be unavailable until June 23rd, but in
22 reviewing the information Patrick gathered from the Curry County Clerk, it appears as though the code
23 or statute he was provided does not apply to my situation. Section 86-2 applies to public dance halls,
24 and my club will be a private membership club with yearly membership dues. I do not believe there is
25 any impediment to me opening an adult-oriented club in Curry County unless there is another code or
26 statute that speaks directly to private membership clubs. If there is, please provide it to myself and/or
27 Patrick. Thank you for your time and consideration in this matter." Pyle said he believes that County
28 Ordinance #86-2 only pertains to public dance halls and public dances along with four other non-related
29 enterprises. He said because Curry County is not zoned and has no other regulations that bars or
30 prohibits adult entertainment clubs or gentlemen's clubs, no action is required by the County and there
31 is nothing legally Curry County can do. He said he would be notifying Mr. McDonald there is no action
32 required by the County on his request.

33 **Robin Montano**, 213 West Plains Avenue, said she has worked the voting polls for over ten years and
34 she worked with Edith Ann Bradley, Vivian Lake, and Pam Sweet at Wheatfields during the primary on
35 June 3. She said they feel the Country Club location is a better location because it is more centrally
36 located, has plenty of parking, and has easy inside access. She said they feel the Wheatfields residents
37 can be taken to the polls by their shuttle or vote early. She stated the biggest problem was with parking
38 and some voters had to walk quite a distance. She stated the elevator broke down at 10:30 and they
39 were not handicap accessible until the clerk's staff set up a second voting booth downstairs.

40 **Dale Vaughan**, 3524 Corlington, said when he and his wife went to vote at Wheatfields, they could not
41 find a place to park. He said he could not walk upstairs and there was a line to get in the elevator. He
42 said there were people everywhere with spray cans and rags and it was a mess. He said they voted and
43 went home and when he got home he called the clerk's office to complain.

44 **Edith Ann Bradley**, 1056 Fairway Terrace, said when she was told they would be upstairs at Wheatfields
45 she was concerned. She said during the day she makes notes for the clerk's office and she encourages
46 the other poll workers to make notes also. She said she heard complaints from 7 a.m. to 7 p.m. She said
47 the computers and other equipment were not set up as she had requested and she had to move
48 furniture and equipment. Ben McDaniel asked if he could review the notes and include them in the
49 minutes.

50 **Tim Shade**, 1220 Davis, addressed the problem of the adult entertainment club and said he was not
51 against that in itself. He said he has lived and worked in 14 states and seen other adult entertainment
52 centers and has never seen one that was not directly or indirectly affiliated with organized crime. He

1 said in order to facilitate this club the ban on alcohol in Curry County will have to be rescinded. He said
2 the problem is that when these establishments get a foothold, there are inherent things that come with
3 them like drugs and prostitution. He said there will be a large influx of crime-related factions into the
4 county. He said he is against all of the things a club will bring with it and hopes everyone is against it.

5 **Cipriano Martinez**, 224 West Yucca, said there has to be something we can do to stop this club. He said
6 society has made stuff like this okay and it is not okay for our families, kids, or community. He said we
7 cannot put a stumbling block in front of people and asked the Commission what we can do to not bring
8 this to our community.

9 **Josefita Griego** said she was informed last night there was nothing the Commission could do, but she
10 said the people of Clovis could contact all of our representatives and let them know what is going on.
11 She said she was told of the possibility of seeing if the people in that area are willing to annex the area
12 and change it over to the city. She said people complain about our community and throw the
13 Commissioners and the City in the mud, but if people want change, they need to come to the meetings
14 and be a part of the change. She said this man had contacted her personally on Facebook. She said he
15 had told her to stay out of it and was very intimidating. She said that if the people are against it, contact
16 the representatives to see if there is anything they can do. She said she believes it will bring more crime
17 to Clovis. She said people are talking about the tax dollars it will bring to our community, but we will
18 spend more tax dollars for police to go out there.

19 **Jeri Rardin**, 1101 North Reed, said she and her husband have been here for five years and to have this
20 gentlemen's club come in is going to be bad for the county. She said we have to voice our opinions. She
21 said this person does not even belong in Curry County and is just out for his own gain. She said we
22 should be looking into what we can do, maybe rezoning Clovis and Curry County and contacting our
23 representatives.

24 **Patrick McDonald**, brother of Dwight McDonald, said his brother is a well-respected attorney in
25 Lubbock, Texas, with an impeccable record and has nothing to do with organized crime, drugs, or
26 prostitution. He said he does not understand how all of a sudden with a gentleman's club the influx of
27 crime will take over Clovis. He said there is one outside of Artesia and they do not have that issue and it
28 will not be an issue here. He said this is a legal business that is going to bring jobs and economic
29 opportunity to Clovis, New Mexico. He said they will do business and get goods and services from other
30 businesses in this community and it will not be a crime wave that will hit Clovis. He said he understands
31 people will have opposition to this but this is legal. He said if you do not agree with it, you do not have
32 to patronize the business. He said his main concern is to not let people slander his brother's name.

33 **Timothea Sambrano**, 104 Prairieview, said he is concerned about this gentlemen's club and said he
34 spent three years in the Army. He said here in the States and overseas he saw crime, prostitution, all
35 kinds of drugs, he said this city of ours does not need any more stuff like this happening. He said our
36 police are already short-handed. He said this does not benefit anyone and we do not need that kind of
37 tax money.

38 **Joel Horne**, 529 Anthony Drive, said he was shocked when he heard our county did not have any
39 provisions for things like this. He said we have rules about everything else so why not this and said he
40 was concerned about the adult industry for several reasons. He it may be legal to shoot yourself but we
41 do not have to buy the bullets. He said have we come to the place where our legality controls our
42 morality. He said it takes men who will stand up and say we will not allow that to happen and it will be
43 hard and it will be a fight and he said it will be a problem. He said he wonders if the man who spoke will
44 agree to close the place up if it does turn out to be a detriment, and he asked have you ever thought
45 about the cost of not counting the cost.

46 **Lisa Farkas**, 2109 PR Lyons Avenue, thanked the Commissioners for hearing our opinions. She said as
47 Americans we still live in a free country and if someone wants to start a business and has the means to
48 do so, they have all the freedoms to do so. But she said as a wife, mother, and a woman of God, this
49 type of pornography is the scourge of the earth. She said in this age of enlightenment she would have
50 thought we would be done with subjecting men and women to this type of entertainment. She stated
51 that studies have proved pornography breaks down relationships and tears families apart and said this is
52 not a victimless venture. She said Clovis already has a reputation for having one of the highest divorce
53 rates in the country and this will tear down the moral fabric of our community even further. She said if
54 someone has funds to invest money in this club, she would wish they would truly act like gentlemen and
55 use the money for the betterment of our community and not just for a source of entertainment that will
56 lead to the destruction of relationships. She urged them to let this investment be used for the good of
57 all of our citizens. She said she and her family will pass on being a patron.

58 **Patrick Timmons**, 306 East 9th Street, said he was so grateful for the city and the county and what they
59 stand for and said now is the time to stand firm especially on the sanctity of marriage and for families.
60 He encouraged the Commissioners to stand firm for the families.

61 **Sherry Carpenter**, 216 Rosa Boulevard, said Clovis does not need a strip club and there is nothing
62 positive that can come out of it. She said they can talk about taxes all they want to and the legality of
63 the business because they all start out very legal. She said she wanted to address the cold hard facts of
64 what happens to a community when the sex industry enters into a community. She quoted a 1999 study

1 found that 100 percent of exotic dancers have been physically assaulted in the clubs. Another study by
2 Raphael and Shapiro stated more than 51 percent of women working as exotic dancers were threatened
3 with a weapon. According to the Chicago Tribune, sex traffic links to strip clubs have turned up in
4 federal investigations. Federal agents say that even US citizens have been forced into trafficking. She
5 said it is not just hurting women from other countries but is hurting women here at home. Most victims
6 are adult women, but she said some of the victims are also minors. New Mexico has addressed its
7 growing trafficking problem by appointing a task force. They have warned that these things are
8 happening locally with children, men, and women being trafficked for sex and labor purposes. She said
9 she does not want to see that happening in Clovis. She said this is absolutely a morality issue, and it is
10 also a safety issue.

11 **Carolyn Spence**, 122 Colonial Estates Parkway, asked if this gentleman was applying for a license as a
12 dance hall. Pyle said the information he received from Dwight McDonald last night was that he was
13 applying for a private club and he did not submit an application. She said the only thing about a dance
14 hall application is that you have the ability to deny it. She said if you come in as a private club, then he
15 does not have to be approved by the County. But she said there are some issues and asked as a private
16 club how are they going to be dealing with alcohol. She asked if it is a membership that you sign up
17 when you come in the door and pay a cover charge and bring your own alcohol. She asked if anyone
18 knows if they can bring their own alcohol in the county. Doerr said any alcohol involved would have to
19 be regulated through the State of New Mexico. Spence asked if it is correct that they cannot have
20 drinking onsite at all, and Doerr said that is correct. Spence said we were talking about a monitoring
21 issue here. She said she did not know if you could require that it be registered as a dance hall if there
22 was dancing, but there are other things that can be monitored. She said when we have bars there are
23 fights in the parking lots and adult entertainment could incur that type of activity. She said one of the
24 solutions might be for the County to make sure there is a live 24/7 video camera at the parking lot area
25 that might cut down on traffic that does not want to be known they are there. She said she knows
26 Undersheriff Waller was out there to check the location because he expects trouble to happen. She said
27 if he expects trouble, we need to be able to monitor the trouble. She said the location is right across
28 from the Community College and it disturbed her because misleading information was given about the
29 location. She said if there is not a problem, you do not need to hide it and you can make a big public
30 announcement.

31 **III – REPORTS OF BOARDS, COMMITTEES, DEPARTMENTS AND PRESENTATIONS**

32 **1. Presentation of Financial Statement for April 2014 - Carol A. Pipes**

33 Carol Pipes presented the financial statement for April 2014. She stated the total receipts deposited
34 into the County treasury for the first ten months were \$15.7 million and the total disbursements were
35 \$14.5 million, leaving a net increase to the cash balance. She said the cash balance is well in excess of
36 the required \$3.3 million, which is three-twelfths of the General Fund budgeted expenditures, and
37 \$256,000, which is one-twelfth of the Road Fund budgeted expenses. She said in the General Fund all
38 departments except one were under budget and the department heads and elected officials are
39 managing their budgets well. She said on the statement of revenue and expenditures, actual compared
40 to budgeted, the gross receipts tax are over budget expectations, the property tax collections and other
41 charges for services at the end of April were under budget, bringing the total revenue to less than
42 budgeted. Since the expenditures are less than budgeted, we had a net effect of increase in cash. On
43 the two-year comparison of revenue and expenditures of the General Fund, she said the gross receipts
44 tax increased by 8.7 percent over the last year and the total revenue increased by 3.6 percent. Pipes
45 stated the expenditures this year are also up over last year. The revenues for the Road Fund compared
46 to the budget and expenses are under budget for a net increase in cash in their budget. On the Road
47 Fund two-year comparison revenues are 5.5 percent above last year due to the sale of the road graders
48 earlier this year; however, the disbursements are in excess of revenue for both years. She said on the
49 Events Center and Fairgrounds budget the incentive fee is considerably over budget due to the fact it
50 includes payment from December 2012 and December 2013. In total she said Jolley's expenditures are
51 still under budget. She said the schedule of investment shows Linsco at a negative annualized rate of
52 return of .54 percent and Macquarie with a positive .2188 percent for a combined negative .07 percent
53 which is a paper loss at this time. Pipes stated the County is in firm financial standing.

54 **IV – ACTION ITEMS**

55 **1. Discussion and Request Approval to Enter into Agreement with State of New Mexico** 56 **Department of Finance and Administration Local Government Division for the Term of** 57 **July 1, 2014, to June 30, 2015, in the Amount of \$53,224 to Support Local DWI** 58 **Programming - Deanna K Bouillon**

59 Deanna Bouillon stated Curry County has been awarded the local DWI Grant for fiscal year 2015 in the
60 amount of \$53,224. She said the agreement is with the State of New Mexico Department of Finance
61 and Administration Local Government Division and Curry County. She said once the grant is executed it
62 will be from a term of July 1, 2014, to June 30, 2015. She said Curry County will be required to submit

1 quarterly reports by October 31, 2014, February 2, 2015, and April 30, 2015, with the final report due
2 July 15, 2015. She said Curry County agrees to provide coordination and planning, prevention,
3 alternative sentencing, treatment, compliance monitoring, screening, and enforcement. She requested
4 approval. **Motion to approve.** Ashley/ Sandoval, verbal vote

5 **2. Discussion and Request Approval to Enter into Memorandum of Agreement with the**
6 **Village of Melrose Police for the Term of July 1, 2014 to June 30, 2015 in the Amount of**
7 **\$1,000 to Provide DWI Enforcement Services - Deanna K Bouillon**

8 Deanna Bouillon said this Memorandum of Agreement is between the Curry County DWI Program and
9 the Village of Melrose. She said since Curry County has been awarded the local DWI Grant, the
10 provisions of this grant allow Curry County to provide funding for additional enforcement activities. She
11 said under the guidelines of the agreement, the Village of Melrose will be an active participant in the
12 Curry County DWI Task Force and provide enforcement services during the grant period. Curry County
13 will fund up to \$1,000 for these services which includes overtime pay. The MOA will be effective for the
14 term of July 1, 2014, to June 30, 2015. **Motion to approve.**

15	RESULT:	APPROVED BY VERBAL VOTE [UNANIMOUS]
16	MOTION:	Robert O. Sandoval, Commissioner
17	SECOND:	Ben McDaniel, Commissioner
18	AYES:	Bostwick, Sandoval, Blackburn, McDaniel, Ashley

19 **3. Discussion and Request Approval to Enter into Agreement with State of New Mexico**
20 **Children, Youth and Families Department for the Term of July 1, 2014, to June 30, 2015,**
21 **in the Amount of \$72,941 to Provide Services for At Risk Youth - Deanna Bouillon**

22 Deanna Bouillon said Curry County has been awarded the Juvenile Continuum Grant for fiscal year 2015
23 in the amount of \$72,941 between the State of New Mexico Children, Youth, and Families Department
24 and Curry County for the term of July 1, 2014, through June 30, 2014. Curry County will be required to
25 submit monthly expenditure reports and progress reports due no later than the 15th of each month.
26 Curry County agrees to follow the scope of work outlined which includes a return to school program, a
27 Boys Council, and a Girls Circle program. These programs will be alternatives to detention for youths
28 who have been arrested or referred to the Juvenile Probation and Parole Office or at risk of such a
29 referral. Curry County will also be required to develop and maintain a Juvenile Justice Advisory Board
30 which will be required to meet monthly. **Motion to approve.**

31	RESULT:	APPROVED BY VERBAL VOTE [UNANIMOUS]
32	MOTION:	Tim L. Ashley, Commissioner
33	SECOND:	Ben McDaniel, Commissioner
34	AYES:	Bostwick, Sandoval, Blackburn, McDaniel, Ashley

35 **4. Discussion and Request Approval of Memorandum of Agreement Between New**
36 **Mexico Department of Public Safety and Curry County DWI Program in the Amount of**
37 **\$5380.00 for DWI Over Time Activities Including Check Points and Saturation Patrol (Not**
38 **Including Trial Appearance or Training) for the Term of July 1, 2014, to June 30, 2015 -**
39 **Deanna Bouillon**

40 Deanna Bouillon said this Memorandum of Agreement is between Curry County and the State of New
41 Mexico Department of Public Safety in the amount of \$5,380 for the term of July 1, 2014, to June 30,
42 2015. She said since Curry County has been awarded the LDWI Grant, the provisions of this grant allow
43 us to provide funding to law enforcement for overtime. The sub-recipient will agree to conduct
44 saturation patrols or DWI checkpoints at locations in Curry County that will be performed by qualified
45 personnel from the New Mexico State Police. The sub-recipient will only receive reimbursement for
46 actual services rendered and will submit all invoices to Curry County by June 30, 2015. **Motion to**
47 **approve.**

48	RESULT:	APPROVED BY VERBAL VOTE [UNANIMOUS]
49	MOTION:	Ben McDaniel, Commissioner
50	SECOND:	Robert O. Sandoval, Commissioner
51	AYES:	Bostwick, Sandoval, Blackburn, McDaniel, Ashley

52 **5. Discussion and Request Ratification of Capital Purchase of Four (4) Evaporative**
53 **Coolers for the Adult Detention Center in the Amount of \$86,397.89 - Lance A. Pyle**

54 Pyle said at the last Commission Meeting he had authorized the purchase of four evaporative coolers for
55 the Adult Detention Center at an amount of \$86,397.89. He stated this was not a budgeted capital item
56 but he had taken the funds from salary savings and needs approval as it was not a budgeted item.
57 **Motion to approve.**

58	RESULT:	APPROVED BY VERBAL VOTE [UNANIMOUS]
59	MOTION:	Tim L. Ashley, Commissioner
60	SECOND:	Frank H. Blackburn, Chairman
61	AYES:	Bostwick, Sandoval, Blackburn, McDaniel, Ashley

62 **6. Discussion and Action on Revision to County Proclamation to Restrict Fireworks Sale**
63 **and Usage - Stephen Doerr**

1 Doerr said the previous proclamation had a typographical error on the second page under paragraph
2 two. He said the original proclamation said it is a complete ban of all aerial and ground devices which is
3 not allowed by statute. He said the new language says, "There shall be a complete ban on the sale
4 and/or use of missile-type rockets, helicopters, aerial spinners, stick-type rockets, and ground audible
5 devices within the unincorporated areas of Curry County." **Motion to approve.**

RESULT:	APPROVED BY VERBAL VOTE [UNANIMOUS]
MOTION:	Robert O. Sandoval, Commissioner
SECOND:	Ben McDaniel, Commissioner
AYES:	Bostwick, Sandoval, Blackburn, McDaniel, Ashley

10 **V – CANVASS BOARD**

11 **1. Primary Election Day Report - Rosalie Riley**

12 **Motion to enter Canvass Board at 9:57 a.m.**

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOTION:	Frank H. Blackburn, Chairman
SECOND:	Ben McDaniel, Commissioner
AYES:	Bostwick, Sandoval, Blackburn, McDaniel, Ashley

17 Rosalie Riley thanked all the people who work in the background at Curry County to make this election a
18 success. She thanked Beni Dampier and Annmarie Wylie for their work in getting the voter registration
19 records updated and ready for the election, and she thanked the people who turned out to vote and the
20 poll workers for their hard work and dedication. She asked Beni Dampier to present the canvass.
21 Dampier said the canvass report had been broken down by polling place. She stated that Clovis
22 Community College had 103 Democratic votes and 272 Republican votes. FEC had 117 Democratic
23 ballots printed, 116 ballots went into the tabulators and one Democratic voter from Precinct 35 did not
24 vote their ballot; there were 379 Republican votes for a total of 495 votes. Roy Walker Center had 196
25 Democratic voters, 180 Republican voters, with 375 total votes cast. Wheatfields had 102 Democratic
26 voters, 354 Republican voters, and 456 total votes cast. Grady Senior Center had 4 Democratic voters,
27 52 Republican voters, and 56 total votes cast. Melrose Senior Center had 20 Democratic voters, 78
28 Republican voters, and 98 total votes cast. Texico Community Center had 14 Democratic voters, 58
29 Republican voters, and 72 total votes cast. Absentee by mail Democratic voters were 18 plus one hand
30 tally vote equals 19, 74 Republican voters, with 93 total votes cast. Absentee early Courthouse had 190
31 Democratic voters, 500 Republican voters, with 690 total votes cast. Absentee early Mall had 91
32 Democratic voters, 306 Republican voters, with 397 total votes cast. Pleasant Hill had 8 Democratic
33 voters, 25 Republican voters, with 33 total votes cast. Ranchvale had 0 Democratic voters and 19
34 Republican voters with 19 total votes cast. Republicans had a total of 2,303 total votes, Democrats had
35 a total of 864, and total votes cast were 3,167. Dampier handed out summary reports and then read
36 into the record the provisional ballots that were opened and counted at the last Commission meeting.
37 At FEC there was one Republican voter from Precinct 3 who voted on a provisional ballot and was
38 counted. Roy Walker Center had one Republican and one Democrat voter from Precinct 3 whose
39 provisional ballots were counted. Two Republican voters from Precinct 3 voted on provisional ballots
40 and were counted. One Republican ballot was rejected by the Absentee Board because it was not
41 signed. Two Republican voters from Precinct 35 voted at Pleasant Hill on provisional ballots and have
42 been counted. There were a total of seven provisional ballots and one hand tally vote added.

43 **2. Request Approval of the Curry County Primary 2014 Election Canvass - Rosalie Riley**

44 **Motion to approve canvass.**

RESULT:	APPROVED BY VERBAL VOTE [UNANIMOUS]
MOTION:	Frank H. Blackburn, Chairman
SECOND:	Robert O. Sandoval, Commissioner
AYES:	Bostwick, Sandoval, Blackburn, McDaniel, Ashley

49 **Motion to exit Canvass Board at 10:06 a.m.**

RESULT:	APPROVED BY VERBAL VOTE [UNANIMOUS]
MOTION:	Tim L. Ashley, Commissioner
SECOND:	Frank H. Blackburn, Chairman
AYES:	Bostwick, Sandoval, Blackburn, McDaniel, Ashley

54 **Motion to re-enter Canvass Board at 10:06 a.m.**

RESULT:	APPROVED BY ROLL CALL VOTE [UNANIMOUS]
MOTION:	Tim L. Ashley, Commissioner
SECOND:	Ben McDaniel, Commissioner
AYES:	Bostwick, Sandoval, Blackburn, McDaniel, Ashley

59 **3. Request Approval of Certificates of Nomination for the Successful Primary Election**
60 **Candidates - Rosalie Riley**

61 Riley requested the approval of the Certificates of Nomination for the successful candidates for Curry
62 County. **Motion to approve the Certificates of Nomination for the successful candidates.**

1 **RESULT: APPROVED BY VERBAL VOTE [UNANIMOUS]**
2 **MOTION:** Robert O. Sandoval, Commissioner
3 **SECOND:** Tim L. Ashley, Commissioner
4 **AYES:** Bostwick, Sandoval, Blackburn, McDaniel, Ashley

5 **Motion to exit Canvass Board at 10:11 a.m.**

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

10 **VI – COUNTY COMMISSIONER'S REPORTS**

11 **Frank Blackburn:**

12 Blackburn and McDaniel rode on the County float in the Pioneer Days Parade and the County won third
13 place.

14 **Robert Sandoval:**

15 Sandoval said the gentlemen's club is a very small part of a big problem we have had in Curry County for
16 years of zoning in the county. He said the first Commission meeting he attended he brought up the
17 issue of zoning in the county and throughout the years we have had people stand up and say they live in
18 the county because they do not want anyone to tell them what to do on their property. But when
19 something like this gentlemen's club comes up, people want the Commission to have the authority to do
20 something when they have tied our hands and told us we don't want you to tell us what to do. He said
21 the people who live inside the city limits are also residents of the county and have just as much say as to
22 what goes on in the county as those who live on a farm out in the county. He said he believes strongly
23 that we need zoning out in the county and we need people who live in the city to understand they have
24 as much right to say what goes on out in the county as the people who live on the farms. He said sooner
25 or later the Commission will have to realize they cannot just give in to five or six people that say I don't
26 want you to tell me what to do on my property in the county. He said people in the city need to realize
27 they have a vested interest in what goes on in the county and this is a small example today. He said we
28 need a strong faction to understand we need zoning in the county in order to face problems like we
29 have today. We cannot have it both ways. He said either give us the authority by voting to zone it or
30 not. It is frustrating that we have to say our hands are tied.

31 **Tim Ashley:**

32 Ashley attended the EPCOG meeting in Portales where they said we will have to develop a surface water
33 plan. Representatives were there from Lujan's and Udall's offices. The new development on the listing
34 front is someone from Kansas said they have presented to US Fish and Wildlife that the prairie chicken is
35 not a migratory bird and therefore belongs to the state and is not subject to federal regulation. He also
36 attended the Association of Defense Communities Summit in Washington, D.C., last week where
37 multiple topics were being discussed about sequestration. There has been a 12-percent reduction in
38 spending, and 18 percent of that is on services. A lot of the increased gross receipts we have enjoyed
39 over the last few years has been due to spending at the AFB. This will have to serve as a warning to us
40 that we may not be able to depend on the increased gross receipts coming into the county. He learned
41 that the funding for special operations comes from a separate pot that has not suffered in the past from
42 these cuts, but it is unsure how long this will be the case. He said this coupled with losing our Hold
43 Harmless from the State and we could be looking at some pretty severe revenue cuts. He attended
44 workshops on the P4 shared services with the military, and because of Section 331 being new, everyone
45 is trying to figure out exactly how to apply it.

46 **Ben McDaniel:**

47 McDaniel asked if we could just change Wheatfields as a polling place and have the same polling places
48 as the City to reduce confusion. Riley said when she set up the polling locations she made the mistake
49 of not going to the City Clerk. She said she wanted to go to the VCCs to consolidate it and make it
50 convenient to the voters and get the voting numbers up. She said she would speak to Dianna Duran
51 next week to find out if she can change the locations and she would speak with Ms. Melancon about
52 consolidating voting sites between the City and the County.

53 **VII – COUNTY MANAGER'S REPORT**

54 **1. Nick Mondragon County Liaison Term Ending**

55 The County has been approached by **Nick Mondragon** who has served as the **County liaison** with the
56 **New Mexico Film Office**. His term is coming to an **end on June 30**, and he would like to know if the
57 County would agree for him to **continue to serve** as the representative for the **next two years**. If there
58 are no objections, Pyle will send that **letter to the State**. Blackburn stated there was no objection.

59 **2. RFP for Architectural Services for 417 Gidding**

60 The **request for proposal for Architectural Services for 417 Gidding** will be issued this afternoon. We
61 heard from the **Professional Technical Advisory Board**, and there were no changes to the RFP.

62 **3. Dolly Parton Imagination Grant**

1 Sandy Vigil and Pyle have been working with the **Dolly Parton Imagination Library** through the
2 **Dollywood Foundation**. The Foundation provides **books for children aged one month through five**
3 **years**, and each month youth enrolled in the program will have a **book sent to them in the mail**. The
4 **books are \$2.10**, and the children receive the **books through their fifth birthday**. Grant County has this
5 program, and they are mailing out 1,400 books per month. The program in Grant County is managed by
6 private donations and grants. Vigil and Pyle are looking at grants and offering this program to Curry
7 County and will have contracts before the Commission to look at probably on July 1. They will be asking
8 for **\$2,500 as start-up funds** to get the program going and then get **grants to continue the program**.
9 Hidalgo County has also taken on the program, and a company there is going to pay 100 percent. There
10 is no income requirement. Pyle will keep you apprised.

11 **4. Certificate of Nomination Update.**

12 **Beni Dampier** clarified the **nominating certificates** stating that the State candidates are not included
13 and we only certified the **County candidates**. She stated that she had a question about **write-in votes**
14 and there was a local candidate that ran as a **write-in for governor** on the **Democratic** ticket, **Mario J.**
15 **Martinez**. She stated that it is up to the individual voter to color the bubble for a write-in candidate and
16 then write the individual's name in. Then the voting machine shoots the ballot into the write-in
17 compartment, and at the end of the day the poll worker retrieves those ballots and verifies the write-in
18 candidate votes. If there is a true candidate they have voted for, the poll worker puts that vote on a
19 hand tally sheet and the rest of the votes were counted by the machine. In the canvass the clerk's office
20 goes through each tape and if the poll workers have verified and written a hand tally sheet for an
21 individual, those votes are counted. If there is no verification, if Mickey Mouse was on the ballot, there
22 would be zero votes for the write-in. There was **one write-in vote taken away**, and **Mario Martinez**
23 **received a total of ten verified votes**. Dampier stated the canvass reports were available for the
24 candidates.

25 **VIII – PUBLIC INPUT FOR WHICH NO ACTION WILL BE TAKEN**

26 **Michael Gilliland**, 1110 North Thornton, said he was opposed to the gentlemen's club. He said he
27 worked at a strip club in his younger days as a doorman. He said he has witnessed women being
28 assaulted at strip clubs. He asked what kind of a crowd is that type of club going to bring and said if the
29 sheriff thinks there is going to be trouble and the club is not even here, do you still want to add to the
30 drug and prostitution problem that is already here.

31 **Leona Germain**, 512 West 17th Street, said she is against the gentlemen's club. She said she is from a
32 military family and they made this their home because it is a friendly Christian community. She said
33 they raised three boys to respect women. She said by bringing a club like that it will demoralize this
34 town, and she said this is a great town and she does not want to see it demoralized.

35 **Diana Duran** said she cannot even imagine we are considering something like that. She said we state we
36 are a community for family but this is detrimental to marriages. She said she cannot fathom how many
37 churches we have and there are only this many in opposition to considering this type of business. She
38 said did we promise the men at the base this is what we would provide because this is what they want.
39 She said if you listen to the reports out of Albuquerque, people are getting shot and killed. She said you
40 need to understand this will be detrimental to the men in our community and the women will picket this
41 type of entertainment. She said this is not over because you will be hindering our marriages and the
42 mentality of our men in the community and we don't want it.

43 **Patrick Timmons** said he thanked Mr. McDonald for having the courage to be here and asked if we are
44 able to send a letter to them asking them not to bring this business to our area and thanking them for
45 considering Curry County and suggest another type of business that will enhance our community and
46 not bring it down. He said one of the things he continues to hear is the impact of the 30-day challenge
47 that K-Love radio does every year by 30 days of listening to K-Love radio. He said he keeps hearing
48 about the struggles inside the jail and he said we could be the first county to pipe in K-Love radio over
49 the loud speaker at a low volume in the jail. He said he has seen the witnessing and seen the effect that
50 has on depression, anxiety, and anger and seen the peace that comes from that and urged the
51 Commission to consider that.

52 **Herb Watson** said it has been a joy for him when he moved to Clovis to retire here. He said he has
53 learned that the reaction can bring about much more expense than the few dollars that might come in
54 sometimes. He encouraged the citizens to be aware that the reactions can be more destructive in cost
55 to control the problems it might bring. He sees the moral decay it could bring about in our children. He
56 said he was raised in a rural community and told not to go into the hog pen unless you have a reason to
57 be there. He said if you make many trips out there, you are going to get a lot of that stuff on you.

58 **Beni Dampier** said she would like LeighAnn Melancon to convey to the City Commissioners what a
59 beautiful remodel of the room they had done.

60 **Ben McDaniel** asked what the location was for the gentlemen's club. Pyle said the location has not been
61 disclosed.

62 **Michael Spurgeon** said he would like to stand in support for people's rights to do what they wish on
63 property they own so long as it does not invite vermin and rats to come in. He said he understands the

1 Commission is in a rock and a hard spot without proper zoning that says you can or cannot do that. He
2 said he opposes the dance club and he would not want to have anywhere around him anything that
3 promotes something highly immoral and that would attract others of that same mindset. He said it was
4 the Air Force that brought him here but it was their decision to stay here for 20 years because of the
5 schools and church family and positive moral character of the area. He said when they have had
6 opportunities to move away, they have decided to stay here, but he said had there been things like
7 these clubs, that would have been in the decision making. He said he proposes it will be in the decision
8 making for others in the future who come here in the Air Force as they decide whether or not to stay
9 here. He said we need to find a way to legally and properly stand up and say we do not want that
10 without infringing on Mr. McDonald's rights. He suggested asking the citizens to write some letters and
11 get some lawyers involved so we can stay and have grandchildren here without worrying about what
12 they might see.

13 Arianna said this is a community for family and bringing in the gentlemen's club is not showing we are
14 for family. If the men want to waste their money on this, they can go to another town. She said how
15 many have daughters and want to see them working at a place like that.

16 Kip DeFoor said he was thinking about opening a gun shop years ago but he was too close to an
17 elementary school so he did not pursue it. He said he has a 16-year-old daughter and goes to Clovis
18 Community College, and he said he does not want her looking out the back door and seeing something
19 like this that neighbors the Community College. He asked the Manager what the statutes are as far as
20 the location goes. Blackburn asked if there was a State ordinance. Manager Pyle referred the question
21 to the County Attorney. Steve Doerr said he was not aware of any statute or law that would restrict
22 that, but he said if the Commission would like him to, he would review it and provide them with
23 something in writing. Blackburn asked him to do that.

24 Attorney Doerr said Commissioner McDaniel had earlier asked for the poll worker notes attached as part
25 of the minutes and he should state that for the record.

26 **Motion to attach the poll worker notes to the minutes.**

27	RESULT:	APPROVED BY VERBAL VOTE [UNANIMOUS]
28	MOTION:	Robert O. Sandoval, Commissioner
29	SECOND:	Ben McDaniel, Commissioner
30	AYES:	Bostwick, Sandoval, Blackburn, McDaniel, Ashley

31 Tim Ashley said he wants to make sure everyone knows this is not a business the Commissioners
32 recruited or endorsed to locate here. He said it also goes back to the election results and that we only
33 had 3,000 votes cast and Ms. Duran's comment that there were only this many people who showed up
34 for this meeting. He referenced a quote from Ronald Reagan that government is not the solution; it is
35 the problem. He said it comes back to the people that have to engage, and whether it is engaging in
36 your government or the issues around the county, you have rights to protest a business. He said the
37 business is certainly not something he condones, but the laws are the laws and as Commissioner
38 Sandoval pointed out, there is a path we can go down of being able to put something in place to put
39 restrictions on it. He said he does not think you could ever stop it. If they want to do it, there will
40 probably be some unrestricted zone somewhere they could locate. He said you do have rights to
41 engage and he encouraged the citizens to do so.

42 **X – ADJOURNMENT**

43 This meeting was adjourned by Frank Blackburn at 10:55 a.m.

44
45 **BOARD OF CURRY COUNTY COMMISSIONERS**

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51 **Frank H. Blackburn – Chairman**

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56 **ATTEST:**
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61 **Rosalita L. Riley – Curry County Clerk**
62

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.

4
5

IN ATTENDANCE:

Lance Pyle	Steve Doerr	Carol Pipes	Rosalie Riley
Tori Sandoval	Deanna Bouillon	Candace Morrison	Aleta Tittle
Wesley Waller	Mathew Aragon	Chet Spear	Beni Dampier
John Bilberry	Deanna Bouillon	E.A. Bradley	Annmarie Wylie
Pam Sweet	Joel Horne	Sheri Carpenter	Rube Render
Joseph Carpenter	Tim Shade	Jeri Rardin	Kip DeFoor
Randy Wright	Carolyn Spence	Robin Montano	Ella Sambrano
T.P. Sambrano	Vivian Lake	M. McKinney	John Montano
Josefita Griego	Anna Martina	Delia Loreda	Michael Spurgeon
Roberta Vargas	Paula Maddy	Kelly Maddy	Roger Maddy
Krattiger	Lisa Jo McCall	Jo Jones	Dale Vaughan
Michael Gilliland	Amber Gilliland	Verne Jacoby	Leona Germain
Jack Muse	Diana Duran	Cipriano Martinez	Vanessa Kahn
Patrick Timmons	Aaron Jones	Herb Watson	LeighAnn Melancon
Arianna	Dwight McDonald	Rube Render	David Kube

6

June 3, 2014 Whatfields Report
 201 001 0175

Good morning beautiful morning
 but with complaints re parking almost
 gone up a deal too

Used a sign downstairs saying voting
 is upstairs

Had to get another table too crowded
 had to get to get permit sheet

Tom Lady told us we can't find the
 auditor & she had decided to leave

I suggested George handle voting on
 auto mark

Tommy, Jerry, Patricia said they went to the
 light for some time. Angerl this parking
 issue for us

George's group did not show up to vote

Mr. Higdon asked for my help on auto mark

Ann Lucett said she was upset the voting
 had been moved from the Club House. Had
 parking there was a mess

4
 Barbara from Home Plans doesn't like
 the parking asked we need to be
 consistent.

4:50
 There were several people said several
 people were told they don't like coming
 here because of the parking.

4:55
 John T. Gibbs or Albie said voting here
 is a mess & there's no parking.

Patricia Sawyer would for my assistance
 so I put her in auto mark she loved
 it.

4:15
 Barbara Singleton gave said she felt
 dizzy often - she was fed at the election
 school for the City

Tommy Lowell said parking wasn't good -
 he likes it better at the County Club
 House. Said in the general election the
 line waiting to vote lined up on the table
 waiting area outside the house, down the
 hall in our school house & walkway.

4:40
 I assisted Mrs. Debra in voting with the
 auto mark

3
 4:45 Barbara Singleton said Home Plans
 came after her she doesn't drive. Had
 a don't know to be sure, but she had
 done a burn thing's angrily

4:50
 I assisted Mr. Jim Goodrich
 on voting auto mark

4:40
 I assisted Mrs. Sherry in auto mark

Let Lady complain about parking & Tom
 Johnson & my friend about parking & he
 offered to get up there

Let Lady complain about parking

Conan Richmond assisted Betty H. on
 voting said she was late to vote. Couldn't
 remember to assist her

I assisted Tom Lord on auto mark

Helicopter broke down stuck on R for
 about 20 min

Applied ballot & permit sheet (8) were printed
 local print because words don't - as
 the Report

4
 4:30
 Home Plans. as very unhappy with being
 here on 6/3/14 & had to leave. There
 is a County Club was much easier,
 the sign someone marked someone on
 her colored card because she did not
 want to designate a party. There was
 11:15

James & John Workman's complaint of
 parking Home
 don't do elections & that don't attend
 work because want someone else to
 vote designated time wanted to be

Bill Workman said food was ok but not much
 one chicken leg. Tom said, good Chap
 wasn't good.

Mary & David Baring had to be sent
 to another voting place because
 there was no elevator workings

James & Tom Workman's complaint about
 parking & having to come here to vote instead
 of the easy access at the Club House

James & John Workman's complaint of parking &
 the facility.

- judgy frequent complaint of parking
- Henry asked if we could find parking space
- Gerome Fitzgerald helped her with auto mark
- Teller said we are supposed to be wheelchair accessible if we are not parking at Xxxxxx
- Dan & Henry have moved to other vote
- Tom, Vernon & Tonia are great to work with & enjoyed them. Yvonne, who was sent here from Ray Walker - doesn't want to code the computer - so staying down stairs to direct people upstairs.

Just wondering if all workers voting aren't over asked what we think about a problem or are troubled about it. We might have some good suggestions!

Wanda Baker - passed registered voter requirement was given a Democrat mail registration 4/20/05

CMC too much drama here...

The little room down stairs is the same for computers & printers & voting machine & voting booth. It is hot in the afternoon because of the heat windows.

I will pay the boiler & have them changed if it would be.

L. A. Bradley
762-3970

I had a great view after Barbara left
Thank you.

Ray Walker Center

(Richard Masterson)

- Tue 2 Jun 14 - Election Day Notes @ Ray Walker Center P 3/14
- 0620 • NARR 20, Rowena, (1902) 845, 4915 - "No Data Found"
- 0413 A voting couple voiced concern about not being informed about the location of VCCs They use to vote @ Sandra School
- 1000 • Robert Sena Larry Sena - Poll # 37 (brother) Robert Sena assisted his brother to vote
- 1020 Yolanda SANCHEZ, Poll Worker - Transferred to Wheatfield per County Clerk Office
- 1235 • Ballot # 01 - Phobic Baca, Dem, was assisted by Angelina Baca and young child
- Gerald Woodard - Voter declared DTS by system and not able to vote. P 3/14

Fairfax Electric

Notes

723-411
723-411 Rep # 28 63 rd
723-411 Rep # 28 63 rd
723-411 Rep # 28 63 rd

721768 Terry Defina - wife 723114 Dem #135
printed 35 (printed Rep)
9.19 8-3-14 (Ballot printed Dem)
Special Ballot
person did not want to vote
person given voter registration form so they can change parties
Special system p.d. but did not use ballot!

722057 6/3/14 Rep
7:30 AM
Printer printed 3 ballots
Ballot # 45
1 print left with printers
2 prints attached to this account

723144 6/3/14 9:30 AM Rep
Special Ballot
Printer printed partial Ballot
Reprinted # 47 print & ballot

Permit
Voter # 70 Assisted by 6/13/14 Computer # 1
Wife Karen Pater 10:53am

Permit
Voter # 31 Son signed register 6/13/14 Computer # 2
because meter couldn't work

Permit
Voter # 77 son signed register 6/13/14 Computer # 2
because meter couldn't work

Permit
Voter # 103 son signed register 6/13/14 Computer # 1
because meter couldn't work

Permit
Voter # 103 son signed register 6/13/14 Computer # 2
because meter couldn't work

172, 173, 174 Spooled 3 55:21 PM
printer stuck and
was just spitting out
permits and ballots

172 printed 3 permits 3 55:21 PM
173 printed 3 permits 3 56:24 PM
174 printed 1 permit 3 56:53 PM

Permit # 131 System Error 6/13/14
approx 1:30 PM Printer didn't print
Ballot # 1 Printer

CCC - Florida Shiloh Community College 2
10:12 I helped Mr. Winkler vote his
1st ballot with his permission and
11:00 Anne helped her husband vote.
12:00 Anaker - ballot did not print
permit slip did
printed - computer error
problem w/ ballot not printing complete
ballot - then taking a long time to
print 2nd ballot.
14:00 Gunter - 1st ballot did not print + permit
slip - computer error
voter voted 2nd ballot
Gray house still had election supplies
in the room 6-13 election.
A small letter tray would be nice
to stick permit slips in.
Had a voter complain that country club
was not used as polling place

3:40 M Grassie husband helped her vote
- blind
4:16 ballot jammed - I pulled out
+ it unjammed - Nabila ~~hand~~ quick
5:00 ballot jammed - voter watched while
I unjammed
5:30 Mary Williams daughter helped her
vote blind
6:30 ballot jammed - voter watched while
I unjammed - but there were 3
jammed ballots - machine never beeped
6:40 voter extremely upset that reg voting
sites were not advertised anywhere but
paper
I hate the new tabulators!!