

SIERRA COUNTY, NEW MEXICO  
ELECTION PROCLAMATION  
AND  
RESOLUTION No. 110-269

**WHEREAS**, the Board of County Commissioners of Sierra County, met in a regular meeting on August 20, 2024, at 10:00 A.M. in the Sierra County Administration Office, 1712 N. Date Street, Truth or Consequences, NM 87901; and,

**WHEREAS**, the Board of County Commissioners of the County of Sierra exercises the powers of the County as a body politic and corporate pursuant to NMSA 1978, Section 4-38-1 (1884); and,

**WHEREAS**, having recognized the increasing risk and impact of arroyo-related flooding within the county, as reflected by the 2022 floods that precipitated the Governor’s Emergency Flood Declaration, and the disastrous 2020 floods that caused extensive damage in the City of Truth or Consequences, and the Village of Williamsburg, this Board in April 2024 directed counsel petition the District Court for an Order to direct that the question of the creation of the Sierra County Arroyo Flood Control District be presented to the voters of Sierra County for consideration at the upcoming general election;

**WHEREAS**, after hearing testimony regarding the need for the District, the District Court found the petition to have been presented in conformity with the requirements of the Flood Control District Act and that the allegations of the petition are true; and,

**WHEREAS**, pursuant to the Flood Control Act, the District Court Ordered that the question of the organization of the Sierra County Arroyo Flood Control District be submitted to the qualified electors of Sierra County at the general election to be held on November 5, 2024; and,

**WHEREAS**, the Order further approved the precise inquiry to be submitted to the qualified voters of Sierra County, namely “Shall the Sierra County Arroyo Flood Control District be established for the purpose of mitigating the risks associated with flooding, implementing proactive flood control measures to protect lives, property, and infrastructure, fostering sustainable development and economic growth by reducing flood-related damages, and enhancing public safety and emergency preparedness within both the incorporated and unincorporated areas of Sierra County?”; and,

**WHEREAS**, pursuant to Section 72-18-10, the Sierra County Arroyo Flood Control District will only be created and the Directors of the District seated if a majority of votes cast at the election are in favor of organization.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SIERRA COUNTY, NEW MEXICO AS FOLLOWS:

Section 1. That the Sierra County Arroyo Flood Control District question shall be submitted to the registered qualified electors of Sierra County, New Mexico coincident with the general election on November 5, 2024.

Section 2. Pursuant to Section 1-11-1 through 1-11-3 NMSA 1978, the County Clerk shall give notice of the election. The notice of the election shall be published in a legal newspaper as provided in Section 14-11-2, or alternatively a legal newspaper of general circulation in the County, at least one time, not more than twenty one days and not less than seven days prior to the election date, and posted no later than twenty days before the election, give notice of the Sierra County Arroyo Flood Control District election question by posting the Proclamation, including addresses of polling places and list of precinct board members in English and Spanish in a public building in the County and in at least one conspicuous place in each precinct in the County, and pursuant to Section 1-1-15 NMSA 1978, shall continue to post the Proclamation for at least 7 days prior to the Election Date. The County Clerk shall also place the proclamation for the election on the county's website. The Proclamation shall be published in full, in substantially the following form, with only such changes as are approved by the District Court and as provided by law, in English and Spanish.

NOTICE OF SIERRA COUNTY  
ELECTION TO BE HELD ON NOVEMBER 5, 2024

NOTICE IS HEREBY GIVEN that at an election (the "Election") is to be held in Sierra County, New Mexico (the "County") on Tuesday, the 5th day of November, 2024, as part of the general election on that date, there will be presented for vote to the qualified registered electors of the County the following question:

**SIERRA COUNTY ARROYO FLOOD CONTROL DISTRICT QUESTION**

Shall the Sierra County Arroyo Flood Control District be established for the purpose of mitigating the risks associated with flooding, implementing proactive flood control measures to protect lives, property, and infrastructure, fostering sustainable development and economic growth by reducing flood-related damages, and enhancing public safety and emergency preparedness within both the incorporated and unincorporated areas of Sierra County?

**PREGUNTA DEL DISTRITO DE CONTROL DE INUNDACIONES DE ARROYO DEL CONDADO DE SIERRA**

¿Debe establecerse el Distrito de Control de Inundaciones de Arroyo del Condado de Sierra con el fin de mitigar los riesgos asociados con las inundaciones, implementar medidas proactivas de control de inundaciones para proteger vidas, propiedades e infraestructura, fomentar el desarrollo sostenible y el crecimiento económico mediante la reducción de los daños relacionados con las inundaciones y mejorar ¿Seguridad pública y preparación para emergencias dentro de las áreas incorporadas y no incorporadas del Condado de Sierra?

A person is a qualified elector of the County if on the day of the election he or she is a citizen of the United States, at least 18 years of age, and a resident of the County. To vote, qualified electors of the County must have registered with the Sierra County Clerk or any other voter registration agent in accordance with the law. Any qualified elector of the County who is not registered and who wishes to vote at the election may register at the Sierra County Clerk's Office, 1712 North Date Street, Truth or Consequences, New Mexico, 87901 or at a designated agency as provided in NMSA 1978 §1-4-1 *et seq.* during regular office hours prior to 5:00 p.m., or at a voting location on election day pursuant to NMSA 1978, Section 1-4-5.7.

Pursuant to the Absent Voter Precinct Act, NMSA, §1-6-19 *et seq.*, there is hereby created an absent voter precinct for the County located in the office of the Clerk of Sierra County, members of which shall be appointed by the County Clerk of Sierra County. Pursuant to the Absent Voter Act, NMSA 1978 §§ 1-6-1 through 1-6-16.2, qualified electors may also vote early at the following locations:

Sierra County Clerk's Office, 1712 North Date Street, Truth or Consequences

Early Voting Hours are as follows: Beginning October 8, 2024, the 28<sup>th</sup> day prior to Election Day and ending November 2, 2024, on regular days of business from 8:00 a.m. to 5:00 p.m., and the Saturday prior to Election Day, from 10:00 a.m. to 6:00 p.m.

The polls for the election will be open between 7:00 a.m. and 7:00 p.m. on the day of the election.

The election shall be held in every precinct in the County. The Voting Convenience Centers for the election are as follows:

VCC	LOCATION/LUGAR	ADDRESS/DIRECCION	PRECINCTS
	Hillsboro Community Center VCC		
	Ken James Senior Center VCC	Elenora Street, Hillsboro (Block 6, Lots 3,8,11,12)	1A
	Elephant Butte Community Center VCC	13985 Hwy 187, Arrey	1B
	Winston Community Church VCC	103 Rio Grand, Elephant Butte	2A, 10
	Monticello Fire Station VCC	Hwy 52, Winston	3A
	Caballo Fire Station VCC	State Hwy 142, Monticello	3B
	Albert J. Lyon Event Center VCC	Hwy 187, Caballo	4
	T. or C. Civic Center VCC	2953 South Broadway, Truth or Consequences	5, 6 & 7 & 11
		400 W 4 <sup>th</sup> , Truth or Consequences	2B, 8 & 9, 12


IN TESTIMONY WHEREOF, the Board of County Commissioners of Sierra County, New Mexico, being the governing body of the County, has caused this notice to be published as required by law and dated this 20th day of August 2024.

BOARD OF COUNTY COMMISSIONERS  
SIERRA COUNTY, NEW MEXICO

By   
Travis Day, Chair

ATTEST:

(SEAL)

  
Shelly Trujillo