



**SIERRA COUNTY
BOARD OF COUNTY COMMISSIONERS
RESOLUTION NO. 2025-05**

OPEN MEETINGS ACT

WHEREAS, the Sierra County Board of Commissioners met upon notice of meeting duly published at the Sierra County Administration Building, 1712 North Date Street, Truth or Consequences, New Mexico 87901 on January 28, 2025, at 10:00 a.m. as required by law; and,

WHEREAS, Section 10-15-1 (B) of the Open Meetings Act (NMSA 1978, Section 10-15-1 to - 4) states that, except as may be otherwise provided in the Constitution or the provisions of the Open Meetings Act, all meetings of a quorum of members of any board, council, commission or their policy-making body of any state or local public agency held for the purpose of formulating public policy, or for the purpose of taking any action within the authority of such body, are declared to be public meetings open to the public at all times; and,

WHEREAS, any meetings subject to the Open Meetings Act at which the discussion or adoption of any proposed resolution, rule, regulation or formal action occurs shall be held only after reasonable notice to the public; and,

WHEREAS, Section 10-15-1 (D) of the Open Meetings Act requires the Sierra County Commission to determine annually what constitutes reasonable notice of its public meetings;

NOW, THEREFORE, BE IT RESOLVED, By the Sierra County Commission.

1. All meetings shall be held at the Sierra County Administration Building, 1712 North Date Street, Truth or Consequences, New Mexico 87901 at 10:00 a.m. or as indicated on the meeting notice.
2. Unless otherwise specified, regular meetings shall be held once a month on the third Tuesday of the month. The agenda will be available at least seventy-two

hours prior to the meeting from the County Manager, whose office is located at 1712 North Date Street, Sierra, New Mexico, 87901. Notice of any other regular meetings will be given at least seventy-two hours in advance of the meeting date. The notice shall indicate how a copy of the agenda may be obtained.

3. Special meetings may be called by the Chair or a majority of the members upon seventy-two hours notice. The notice shall include an agenda for the meeting or information on how members of the public may obtain a copy of the agenda. The agenda shall be available to the public at least seventy-two hours before any special meeting.
4. Emergency meetings will be called only under unforeseen circumstances that demand immediate action to protect the health, safety and property of the citizens or to protect the public body from substantial financial loss. The Sierra County Commission will avoid emergency meetings whenever possible. Emergency meetings may be called by the Chairman or a majority of the members upon seventy-two hours notice, unless protecting Sierra County from substantial financial loss or a threat to the health, safety and property of the citizens of Sierra County requires less notice. The notice for all emergency meetings shall include an agenda for the meeting or information on how the public may obtain a copy of the agenda.
5. For the purposes of regular meetings and special meetings described in paragraphs 2 and 3 of this resolution, notice requirements are met if the date, time, place and a copy of the agenda is placed on the Sierra County website at sierraco.org. Notice should be posted at the Sierra County Administration Office, 1712 North Date Street, Truth or Consequences, New Mexico 87901. Copies of the written notice shall also be mailed, faxed or emailed to those broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have made a written request for notice of public meetings.
6. For the purposes of emergency meetings described in paragraph 4 of this resolution, notice requirements are met if notice of the date, time, place and agenda is provided by telephone, facsimile or email to newspapers of general circulation in the County and posted at the Sierra County Administration Office, 1712 N. Date Street, Truth or Consequences, New Mexico 87901. Notice shall also be given by telephone, facsimile or email to those broadcast stations licensed by the Federal Communications Commission and newspapers of general circulation that have made a written request for notice of public meetings.
7. In addition to the information specified above, all notices shall include the following language: *If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting please contact the Sierra County Manager, at 1712 North Date Street, Truth or Consequences, New Mexico 87901, phone (575) 894-6215 at least one (1) week*

prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the Sierra County Manager if a summary or other type of accessible format is needed.

8. The Sierra County Commission may close a meeting to the public only if the subject matter of such discussion or action is exempted from the Open Meeting requirement under Section 10-15-1 (H) (1 through 10) of the Open Meetings Act.
 - A. If any meeting is closed during an open meeting, such closure shall be approved by a majority vote of a quorum of the County Commission taken during the open meeting. The authority for the closed meeting and the subjects to be discussed shall be stated with reasonable specificity in the motion to close and the vote of each individual member on the motion to close shall be recorded in the minutes. Only those subjects specified in the motion may be discussed in the closed meeting.
 - B. If a closed meeting is conducted when the Sierra County Commission is not in an open meeting, the closed meeting shall not be held until public notice, appropriate under the circumstances, stating the specific provision of law authorizing the closed meeting and the subjects to be discussed with reasonable specificity is given to the members of the general public.
 - C. Following completing of any closed meeting, the minutes of the open meeting that was closed, or the minutes of the next open meeting if the closed meeting was separately scheduled, shall state whether the matters discussed in the closed meeting were limited only to those specified in the motion or notice for closure.
 - D. Except as proved in Section 10-15-1(H) of the Open Meetings Act, any action taken as a result of discussions in a close meeting shall be made by vote of the Sierra County Commission in an open public meeting.
9. A member of the Board of County Commissioners or any of its Boards may participate in a meeting by means of a conference telephone or other similar communications equipment when it is difficult or impossible for the member to attend the meeting in person, provided that each member participating by conference telephone can be identified when speaking, all participants are able to hear each other at the same time, and members of the public attending the meeting are able to hear any member of the public body who speaks during the meeting participate in meetings of the Board of County Commissioners by means of conference telephone.

APPROVED, ADOPTED, AND PASSED on this 28th day of January, 2025.

BOARD OF COUNTY COMMISSIONERS

Travis Day
TRAVIS DAY, COMMISSIONER

Hank Hopkins
Hank Hopkins (Jan 29, 2025 12:24 MST)
HANK HOPKINS, COMMISSIONER

James E. Paxon
JAMES PAXON, COMMISSIONER

ATTEST BY:

Amy Whitehead
AMY WHITEHEAD, COUNTY CLERK






Resolution No. 2025-05 OMA Resolution001

Final Audit Report

2025-01-29

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