

**CIBOLA COUNTY  
BOARD OF COUNTY COMMISSIONERS**

**RESOLUTION 2023-48**

**SETTING ELECTION WORKER COMPENSATION**

**WHEREAS**, the Board of County Commissioners of Cibola County, met in a meeting on October 26, 2023, at 5:00 pm in the Cibola County Commission Chamber, 700 East Roosevelt Ave. Suite 50, Grants, NM 87021; and,

**WHEREAS**, NMSA 1978, Section 4-38-19 (1973) provides that upon “A. A board of county commissioners may set the salaries of such employees and deputies as it feels necessary to discharge the functions of the county, except that elected county officials have the authority to hire and recommend the salaries of persons employed by them to carry out the duties and responsibilities of the offices to which they are elected;” and,

**WHEREAS**, the office of county clerk is established by Article VI, Section 22 of the New Mexico Constitution and the County Clerk serves as the chief election officer of the County; and,

**WHEREAS**, NMSA 1978, Section 1-2-11 (2019) provides that a County Clerk may appoint election board members to conduct elections; and,

**WHEREAS**, NMSA 1978, Section 1-2-16 (2023) provides that “A. Members of an election board and messengers shall be compensated for their services at an hourly rate set by the secretary of state; provided that the rate in each county shall not be less than the federal minimum hourly wage rate nor more than four hundred dollars (\$400) for an election day; and provided further that the rate may differentiate among the presiding judge, election judges, election clerks and messengers. Election board members and messengers shall be paid for training and may additionally be paid mileage as provided in the Per Diem and Mileage Act each way over the usually traveled route when an election board member or messenger travels by private vehicle. B. Members of an election board and messengers assigned to alternate voting or alternate mobile voting locations, or absent voter precincts may be compensated at an hourly rate set by the county clerk. C. Compensation shall be paid within thirty days following the date of election; and D. For purposes of determining eligibility for membership in the public employee’s retirement association and pursuant to the provisions of Subsection B of Section 10-11-3 NMSA 1978, election board members and messengers are designated as seasonal employees.”



**NOW, THEREFORE, BE IT RESOLVED** by the Board of County Commissioners of Cibola County and approved by the Cibola County Clerk that the following salary schedule and employment status is set for election workers.

A. Compensation

- 1. Presiding Judge: \$400.00 per day
- 2. Election Clerks & Interpreters: \$300.00 per day
- 3. Temporary Clerk's Office Employees: \$14.00 per hour
- 4. Temporary Early Voting Employees: \$14.00 per hour

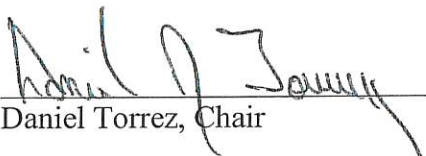
B. Election workers are designated as Casual Employees pursuant to the County's Personnel Policy Ordinance 2018-03 and thus do not accrue benefits.

C. Pursuant to NMSA 1978, Section 10-11-3 (2009) election workers are designated as seasonal employees for the purposes of the Public Employee Retirement Act (PERA) and are excluded PERA.


D. Any compensation will be paid through the County payroll and all required tax and other withholdings shall be made.


**BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CIBOLA**

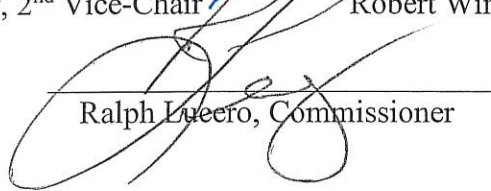
**APPROVED, ADOPTED, AND PASSED** on this 26<sup>th</sup> day of October 2023.

  
Daniel Torrez, Chair


**ABSENT**  
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Martha Garcia, 1<sup>st</sup> Vice-Chair

  
Christine Lowery, 2<sup>nd</sup> Vice-Chair

  
Robert Windhorst, Commissioner

  
Ralph Lucero, Commissioner

APPROVED AND ATTESTED:

  
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Michelle E. Dominguez  
Cibola County Clerk

