

**REGULAR MEETING
FEBRUARY 14, 2006
MINUTES**

The Board of County Commissioners of San Miguel County held a Regular Meeting and a County Finance Meeting on Tuesday, February 14, 2006 at 1:00 p.m. at the Board Room of the Donaldo A. Martinez Administration Building of the West Las Vegas Schools, 179 Bridge Street, Las Vegas, New Mexico 87701. Immediately following the Regular Scheduled Meeting, a County Board of Finance Meeting followed. The minutes for the meeting are as follows:

CALL TO ORDER

Chairman LeRoy H. Garcia called the meeting to order at 1: 30 p.m.

ROLL CALL

Chairman LeRoy H. Garcia, Vice-Chairman Hugh H. Ley, Commissioner David R. Salazar, Commissioner Kenneth C. Medina and Commissioner Susano Ortiz were present.

The record will show a quorum was present.

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

County Manager Les Montoya submitted the agenda for approval as prepared.

Motion made by Commissioner David R. Salazar to approve agenda as prepared. Second by Commissioner Susano F. Ortiz. Motion carried.

APPROVAL OF MINUTES Regular Meeting of January 9, 2006.

County Manager Les Montoya had no recommended changes to the minutes of Regular Meeting of January 9, 2006.

Motion made by Vice-Chairman Hugh H. Ley. to approve the minutes of Regular Meeting of January 9, 2006. Second by Commissioner Kenneth C. Medina. Motion carried

Commissioner Susano F. Ortiz abstained from voting.

Chairman LeRoy H. Garcia requested the Commission observe a moment of silence for Joe Crespin, a former Deputy Sheriff who passed away and for his family.

INTRODUCTION OF NEW EMPLOYEES

County Manager Les Montoya introduced the following new employee:

Frank Archuleta Maintenance Worker I Public Works Div.
(Probationary Employee)

PRESENTATION ON RESOLUTION TO PROTECT AND PROMOTE THE HEALTH, SAFETY AND WELFARE OF THE PEOPLE OF SAN MIGUEL COUNTY BY ADVOCATING FOR THE PROTECTION OF THE VALLE VIDAL LAND ENDORSING THE CORE VALUES OF THE COALITION FOR THE VALLE VIDAL UNIT, BY THE COALITION FOR THE VALLE VIDAL

No one showed up to present this item, therefore item was tabled.

Motion made by Commissioner David Salazar to table this item for next meeting.
Second by Vice-Chairman Hugh H. Ley. Motion carried.

NEW BUSINESS:

1. COUNTY TREASURER'S MONTHLY REPORT

County Treasurer Alfonso Ortiz went over the County Treasurer's Monthly Report for the month of January 2006.

No action taken for information only.

2. PETITION TO DISCONTINUE A PORTION OF COUNTY ROAD B-48

County Manager Les Montoya informed the Commission that the Public Works Division submitted a petition to discontinue a portion of unused road as a public road described as "County Road B-48 from US 84 MP 168.2, proceed E to Allemand property 1.20 miles.

Mr. Montoya requested authorization for a public road viewing and requested that the County road viewers return a recommendation to the County Commission.

Motion made by Commissioner David R. Salazar to authorize for a public road viewing as requested. Second by Vice-Chairman Hugh H. Ley. Motion carried.

3. PETITION TO DISCONTINUE AN UNUSED PORTION OF CABALLO ROAD AS A PUBLIC ROAD

County Manager Les Montoya informed the Commission that the County had received a road petition from Ellis and Sheryl Vickers to discontinue an unused portion of a road as a public road, said road being a portion of Caballo Road located in the vicinity of Hooverville, Conchas Dam, New Mexico. A public road viewing was conducted and the road viewers made a recommendation.

Mr. Montoya requested the Commission review the petition and accept public comment, approve or deny to abandon approximately 300 feet of Caballo Road.

Chairman LeRoy H. Garcia requested public comment from anyone that was in favor of abandoning approximately 300 feet of Caballo Road.

The following persons came forward:

Ellis Vickers
Sheryl Vickers

Planning and Zoning Supervisor Alex Tafoya informed the Commission that a road viewing had been conducted and went over the road viewers recommendations, which included abandonment of 300 feet of Caballo Road as requested. Discussion ensued.

Chairman LeRoy H. Garcia requested public comment from anyone that was against abandoning approximately 300 feet of Caballo Road.

No one came forward.

Motion made by Commissioner Kenneth C. Medina to abandon approximately 300 feet of Caballo Road as requested. Second by Commissioner David R. Salazar. Motion carried.

The record will show that Vice-Chairman Hugh H. Ley voted against the motion.

4. USDA APPLICATION-SECOND FLOOR COURTHOUSE RENOVATION

Planning and Zoning Supervisor Alex Tafoya reminded the Commission that at the Meeting of December 14, 2005 the Commission authorized staff to prepare and submit an application for funding from the USDA-Rural Development Community Facility Loan program. Mr. Tafoya stated that the purpose of the application is to seek grant and loan funds for the purpose of renovating the second floor of the County Courthouse and the application has been prepared and submitted for the amount of \$1,300,000.00.

Mr. Tafoya requested ratification of the application that had been submitted. Motion made by Vice-Chairman Hugh H. Ley to approve ratification of the application for funding from the USDA-Rural Development Community Facility Loan program. Second by Commissioner Kenneth C. Medina. Motion carried.

5. BIRDS OF A FEATHER SUBDIVISION LETTER OF CREDIT

Planning & Zoning Supervisor Alex Tafoya informed the Commission that on January 30, 2006 he and Public Works Supervisor Harold Garcia conducted a final inspection of improvements at the Birds of a Feather Subdivision. The remaining improvements inspected were two (2) wells, two (2) well houses and a well pump with required PC piping and the improvements were completed.

Mr. Tafoya also reminded the Commission that the County holds a Letter of Credit with Century Bank ensuring that improvements to the Birds of a Feather would be completed.

Mr. Tafoya requested the Commission release the Letter of Credit with Century Bank in the amount of \$42,981.73, reflecting the work of the wells, well houses, well pump and PVC piping

Mr. Tafoya informed the Commission that Ms. McGowan has complied with all requirements that have been requested.

Vice-Chairman Hugh H. Ley stated that he and the Commission would like to go see what kind of work has been done in the subdivision and requested that Mr. Tafoya set a meeting for that purpose.

Motion made by Vice-Chairman Hugh H. Ley to approve to release the Letter of Credit with Century Bank in the amount of \$42,981.73, reflecting the work of the wells, well houses, well pump and PVC piping as requested. Second by Commissioner Susano Ortiz. Motion carried.

6. RESOLUTION NO. 02-14-2006-SALE, AUTHORIZING THE PUBLIC SALE OF COUNTY OWNED REAL ESTATE

Planning & Zoning Supervisor Alex Tafoya informed the Commission that San Miguel County wishes to dispose of 4.310 acres, more or less of County owned property located on North Grand Avenue by means of public sale.

Mr. Tafoya stated that the Court appointed an appraiser and as a result an appraisal of the property has been prepared and returned to the Court indicating a value of the property in the amount of \$107,885.00 as of December 31, 2005. The District Court has issued an order approving appraisal and

authorizing public sale of the property, in addition the County received approval of said property from DFA-Local Government Division.

Mr. Tafoya requested the Commission consider adopting Resolution No. 02-01-06-SALE, authorizing the sale of County owned property. Mr. Tafoya stated a date of sale had been set for Thursday, March 9, 2006 at 10:00 a.m. at the East front door of the San Miguel County Courthouse, 500 West National Ave. Las Vegas, New Mexico.

Mr. Tafoya informed the Commission that publication of sale of property was advertised in the local newspaper, three weeks prior to the sale of the property.

Motion made by Commissioner Susano Ortiz to adopt Resolution No. 02-01-06-SALE, authorizing the sale of County owned property. Second by Commissioner Kenneth C. Medina. Motion carried.

The record will show that Vice-Chairman Hugh H. Ley voted against the motion.

7. RESOLUTION 2006-02-14-F2 APPROVING THE SOLE COMMUNITY REQUEST MADE BY ALTA VISTA HOSPITAL

Finance Division Supervisor Melinda Gonzales informed the Commission that Alta Vista Hospital submitted their FY 06/07 request in the amount of \$1,103,546.00. The amount of this increase represents a 5% increase of last year's base plus the supplemental.

Ms. Gonzales stated that the total cost to the County will be approximately \$275,886.00.

Motion made by Vice-Chairman Hugh H. Ley to approve Resolution No. 2006-02-14-F2 approving the Sole Community request by Alta Vista Hospital. Second by Commissioner Kenneth C. Medina. Motion carried.

8. RESOLUTION SMC NO. 12-14-2006-FM IMPOSING FIRE RESTRICTIONS

Fire Marshal Dan Wright submitted for approval Resolution SMC No. 02-14-2006-FM, a resolution to impose Fire Restrictions in accordance with the San Miguel County Fire Ordinance SMC-03-09-99-ORD.

Mr. Wright informed the Commission that severe drought conditions warrant imposition of the fire restrictions consistent with State Forestry Fire Restrictions.

Motion made by Vice-Chairman Hugh H. Ley to approve Resolution SMC No. 12-14-2006-FM Imposing Fire Restrictions as requested. Second by Commissioner Susano Ortiz. Motion carried.

Fire Marshall Dan Wright updated the Commission regarding the emergency plan that would be implemented, should the dry conditions continue. Discussion ensued.

**9. ADD NEW NAMED ROADS TO THE OFFICIAL COUNTY ROAD LIST
RESOLUTION NO. 2-14-06-E-911-02**

Information Specialist Mario H. Vasquez submitted for approval Resolution No. 2-14-2006 E-911-02 to add new named roads to the official road list.

The following roads were designated to be private roads and be formally added to the official road list of San Miguel County.

Roxie Rd.-Private Road San Geronimo
Rose Street – Private Road off Cinder Road
The Hollow- Private Road off Wild Flower Ln in Rowe
Hummingbird Hill- Private Road off Wild Flower Ln
Calle Epifania- Joya De Padre (Pecos Area)

Vice-Chairman Hugh H. Ley informed the Commission that the County should look into implementing color coding regarding signage to distinguish a private road from a County road. Discussion ensued.

Chairman LeRoy H. Garcia suggested that the County look into changing signage to numbers instead of names.

Information Specialist Mario H. Vasquez stated that in the E911 Manuel it is recommended to name roads with a particular name instead of numbers. Discussion ensued.

Chairman LeRoy H. Garcia instructed Mr. Vasquez to get together with County Manager Les Montoya and look if it would be cost effective to implement color coding regarding signage to distinguish a private road from a County road.

Motion made by Vice-Chairman Hugh H. Ley to approve Resolution No. 2-14-2006 E-911-02 to add new named roads to the official road list as requested. Second by Commissioner David Salazar. Motion carried.

Information Specialist Mario H. Vasquez updated the Commission on the E911 Enhanced. Discussion ensued.

10. LEASE AGREEMENT APPROVAL FOR LEASE OF PUBLIC WORKS UNIFORMS

Public Works Division Supervisor Harold Garcia informed the Commission that the current lease with Unifirst Corporation for the uniforms for the Public Works employees expires March 1, 2006. The New Mexico State Department of Transportation was recently awarded a five (5) year lease with G & K Services for employee uniforms.

Mr. Garcia requested approval to enter into a five (5) year lease with the New Mexico State Department of Transportation who was recently awarded a five (5) year lease with G & K Services for employee uniforms.

Motion made by Commissioner Susano Ortiz to enter into a five (5) year lease with the New Mexico State Department of Transportation recently awarded a five (5) year lease with G & K Services for employee uniforms as requested. Second by Commissioner David Salazar. Motion carried.

11. RESOLUTION NO. 02-14-06-PW DECLARING SAN MIGUEL COUNTY A HARDSHIP ENTITY AND AUTHORIZING SAN MIGUEL COUNTY TO APPLY FOR HARDSHIP FUNDS THROUGH THE NEW MEXICO STATE DEPARTMENT OF TRANSPORTATION

Public Works Division Supervisor Harold Garcia submitted for approval Resolution No. 02-14-06-PW Declaring San Miguel County a hardship entity and authorizing San Miguel County to apply for Hardship Funds through the New Mexico State Department of Transportation.

Motion made by Vice-Chairman Hugh H. Ley to approve Resolution No. 02-14-06-PW Declaring San Miguel County a hardship entity and authorizing San Miguel County to apply for Hardship Funds through the New Mexico State Department of Transportation as requested. Second by Commissioner Kenneth C. Medina. Motion carried.

12. MONTHLY REPORT FOR THE PUBLIC WORKS DIVISION FOR THE MONTH OF JANUARY 2006

Public Works Division Supervisor Harold Garcia went over the monthly report for the month of January 2006 and answered questions from the Commission. Discussion ensued.

No action taken; for information only.

13. INVITATION FOR BIDS FOR CONSTRUCTION OF CONCRETE FOUNDATION AND PAD, INCLUDING ELECTRICAL WORK FOR MODULAR BUILDING INTENDED FOR USE BY THE SAN MIGUEL COUNTY CLERK'S OFFICE FOR STORAGE FOR VOTING MACHINES AT THE SAN MIGUEL COUNTY PUBLIC WORKS YARD LOCATED AT 1224 RAILROAD AVE., LAS VEGAS, NEW MEXICO.

The Las Vegas City Schools donated a modular building to the San Miguel County Clerk's Office for the purpose of storage of the County Clerks voting machines. There was also a legislative appropriation in the amount of \$15,000.00 for this purpose. Staff has prepared an invitation for bids for construction of necessary improvements to have this building permanently situated within the San Miguel County Public Works Division yard located at 1224 Railroad Ave.

Motion made by Vice-Chairman Hugh H. Ley to authorize staff to proceed with advertising the bids for concrete foundation and pad, including electrical work for placement of this modular building in the San Miguel County Public Works Yard located at 1224 Railroad Ave. Second by Commissioner Kenneth C. Medina. Motion carried.

14. RES-012-14-06-PW-EXCESS PROPERTY AUTHORIZING THE BOARD OF COMMISSIONERS OF SAN MIGUEL COUNTY TO DECLARE CERTAIN PROPERTY EXCESS PROPERTY AND AUTHORIZING THE COUNTY MANAGER TO SELL SAID PROPERTY AS PROVIDED IN THE STATE STATUTES

Public Works Division Supervisor Harold Garcia informed the Commission that San Miguel County has excess vehicles and equipment that are in disrepair condition and no longer needed for use by the County. The County is preparing to have these vehicles and equipment declared excess and auctioned off or bid for sale.

Mr. Garcia submitted for approval Resolution No. 02-14-06-PW-EXCESS PROPERTY authorizing the County Manger to sell said property as provided in the State Statutes

Motion made by Vice-Chairman Hugh H. Ley to adopt Resolution No. 02-14-06-PW-EXCESS PROPERTY authorizing the County Manger to sell said property as provided in the State Statutes as requested. Second by Commissioner David Salazar. Motion carried.

15. IDENTIFICATION OF THREE (3) ROAD PROJECTS FOR SUBMITTAL TO THE NEW MEXICO DEPARTMENT OF TRANSPORTATION FOR THE 2006-2007 LOCAL GOVERNMENT (COOPERATIVE AGREEMENT PROGRAM)

San Miguel County was recently notified by Mr. Thomas Martinez of the New Mexico Department for Transportation of the upcoming 2006-2007 Fiscal Year Cooperative Agreement Program wherein San Miguel County is eligible to apply for Local Government Road Funds. These funds would be funded 75% by the Department of Transportation and 25% by San Miguel County. The County has been successful over the past few years in securing funds for road projects through this program.

Motion made by Susano Ortiz for Las Dispensas road to be included in the 2006-2007 Local Government (Cooperative Agreement Program).

Motion died for a lack of second.

Vice-Chairman Hugh H. Ley suggested that the Commission needs to come up with some kind of a rotation system so two (2) of the Commissioners are not left out of the road projects. Discussion ensued.

Commissioner Susano Ortiz expressed his concerns regarding the fact that he has been left out quite a few times and it is time that other road projects are postponed and the mess at the Las Despensas road be taken care of.

Motion made by Commissioner Kenneth C. Medina to approve County Road B-26 (Blancard Road) for the (County Arterial Program). Second by Chairman LeRoy H. Garcia. Motion carried.

Motion made by Chairman LeRoy H. Garcia to approve Los Vigiles for (Cooperative Agreement Program). Second by Commissioner David Salazar. Motion carried.

Motion made by Chairman LeRoy H. Garcia to approve Storrie Project Phase III for (School Bus Route Program). Second by Commissioner David Salazar. Motion carried.

16. RESOLUTION NUMBER 02-14-06-PW-GRIP FUNDING DESIGNATING USE OF GRIP 2 FUNDING FOR VARIOUS COUNTY ROAD IMPROVEMENTS IN SAN MIGUEL COUNTY AS FUNDED BY THE NEW MEXICO DEPARTMENT OF TRANSPORTATION GRIP 2 FUNDING PROGRAM

County Manager Les Montoya informed the Commission that Governor Bill Richardson and Department of Transportation Secretary Rhonda Faught initiated a program to integrate the state and local transportation network. The GRIP 2 partners include the Department of Transportation, Department of Finance and Administration, Department of Indian Affairs and New Mexico Finance Authority. The goal of GRIP 2 program is aimed at helping cities and counties and tribes in meeting our local transportation infrastructure needs.

San Miguel County’s local Legislative Delegation has submitted a recommendation for consideration of funding for County Road Projects through the GRIP 2 Program in the amount of \$1,750,000.00. The roads are identified as follows:

County Road Number/Name	Funding Amount
B-36 (Aurora/Leyba)	\$350,000.00
B-28-A (El Cerrito)	\$200,000.00
B-31-A (Gonzales Ranch)	\$210,000.00
B-26-A (Blancard)	\$150,000.00
B-28-A (Sacatosa)	\$240,000.00
B-41-E (Ribera/Corruco Bridge)	\$350,000.00
A-19-A (Ojitos Frios low-water crossing)	\$ 50,000.00
C-60 (Magnolia Road low-water crossing)	\$ 50,000.00

County Manager Les Montoya submitted for approval Resolution No. 02-14-06-PW-GRIP 2 FUNDING designating the use of the 2006 GRIP 2 funds for the above mentioned road projects.

Motion made by Commissioner Kenneth C. Medina to approve Resolution No. 02-14-06-PW-GRIP 2 FUNDING designating the use of the 2006 GRIP 2 funds for the above mentioned road projects. Second by Vice-Chairman Hugh H. Ley. Motion carried.

17. RESOLUTION NO. 02-14-06 SUPPORTING 2006-07 DWI DISTRIBUTION AND GRANT APPLICATION

County Manager Les Montoya on behalf of DWI Coordinator Wendy Armijo submitted for approval Resolution No. 02-14-06 Supporting 2006-07 DWI Distribution and Grant Application.

Motion made by Commissioner David Salazar to approve Resolution No. 02-14-06 Supporting 2006-07 DWI Distribution and Grant Application as requested. Second by Vice-Chairman Hugh H. Ley. Motion carried.

Motion made by Commissioner Kenneth C. Medina to take a ten (10) minute break. Second by Commissioner David Salazar. Motion carried.

Chairman LeRoy H. Garcia called meeting back to order at 3:40 p.m.

18. DEPARTMENT OF FINANCE AND ADMINISTRATION (DFA) LOCAL GOVERNMENT FY 2006—07 DISTRIBUTION/GRANT APPLICATION

County Manager Les Montoya on behalf of DWI Coordinator Wendy Armijo submitted for approval The FY 2006-07 DWI Distribution/Grant Application for funding.

Chairman LeRoy H. Garcia stated that Ms. Armijo did not attend today's meeting because she is at the State Capital setting up for a DWI project.

Motion made by Commissioner Kenneth C. Medina to approve the FY 2006-07 DWI Distribution/Grant Application for funding as requested. Second by Vice-Chairman Hugh H. Ley. Motion carried.

19. CONTRACT FOR JUVENILE CONFINEMENT TAOS COUNTY

Warden/Facility Administrator Patrick Snedeker submitted for review and approval of contract/agreement for Juvenile Confinement between Taos County and San Miguel County.

Mr. Snedeker informed the Commission that the contract for confinement of San Miguel County juvenile detainees, at the Taos County Juvenile Detention Facility is presented for approval and the cost of confinement and care is \$100.00 per juvenile detainee per day. The contract has been approved by the Taos County Board of Commissioners.

Motion made by Commissioner Kenneth C. Medina to approve the contract/agreement for Juvenile Confinement between Taos County and San Miguel County as presented. Second by Vice-Chairman Hugh H. Ley. Motion carried.

20. CONTRACT FOR ADULT INMATE CONFINEMENT/TAOS COUNTY, NEW MEXICO AND SAN MIGUEL COUNTY, NEW MEXICO

Warden/Facility Administrator Patrick Snedeker submitted for review and approval the contract/agreement for adult inmate confinement between Taos County and San Miguel County.

Mr. Snedeker informed the Commission that the contract/agreement for adult inmate confinement between Taos County and San Miguel County for the housing and care of Taos County adult prisoners, at the San Miguel County Detention Center is presented for approval. Taos County shall pay \$53.00 per day, per inmate with a minimum of fifteen (15) prisoners confined. Taos County shall pay \$55.00 per day, per inmate when less than fifteen (15) prisoners are confined. San Miguel County shall transport inmates to and from Taos County at its own cost. The contract has been approved by the Taos County Board of Commissioners.

Motion made by Vice-Chairman Hugh H. Ley to approve the contract/agreement for adult inmate confinement between Taos County and San Miguel County as requested. Second by Commissioner Kenneth C. Medina. Motion carried.

21. EQUIPMENT APPLICATION FOR PURCHASE OF THREE (3) FULLY EQUIPPED PATROL VEHICLES FOR THE SHERIFF'S DEPARTMENT

Sheriff Chris Najjar informed the Commission that financing will be requested through the New Mexico Finance Authority to be paid for with the annual Local Law Enforcement Protection Fund.

Motion made by Vice-Chairman Hugh H. Ley authorizing the loan application through the New Mexico Finance Authority as requested. Second by Commissioner David R. Salazar. Motion carried.

22. MEMORANDUM OF UNDERSTANDING BETWEEN EASTERN NEW MEXICO EMERGENCY MEDICAL SERVICES CORPORATION REGIONAL III AND SAN MIGUEL COUNTY, FOR THE PURPOSE OF IMPLEMENTATION OF PREPAREDNESS ACTIVITIES BETWEEN FEDERAL, STATE AND LOCAL ENTITIES AND FEDERAL FUNDING MADE AVAILABLE THROUGH NEW MEXICO DEPARTMENT OF HEALTH (DOT) AND CONTRACTED FOR EMS REGION III

County Manager Les Montoya submitted for approval Memorandum of Understanding between Eastern New Mexico Emergency Medical Services Corporation and San Miguel County, accept delivering of a mass Causality Incident Trailer equipment and supplies to be placed at the Harold Ledoux Fire Station.

Motion made by Vice-Chairman Hugh H. Ley to approve Memorandum Of Understanding between Eastern New Mexico Emergency Medical Services Corporation and San Miguel County as requested. Second by Commissioner David R Salazar. Motion carried.

23. ENGINEERS/CONSULTANT SERVICE AGREEMENT TO PREPARE A LANDFILL CLOSURE AND POST CLOSURE PLAN FOR THE TECOLOTE LANDFILL

County Manager Les Montoya submitted for review and approval Engineers/Consultant Service Agreement to prepare a Landfill Closure and post closure plan for the Tecolote Landfill.

Mr. Montoya informed the Commission that he had gone through the process of advertising and selecting and now there was a proposal from G. L. Environmental Inc. and Sowder Miller to prepare the work necessary for the total amount of \$37,650.00.

Motion made by Commissioner David R. Salazar to approve G.L. Environmental Inc. Engineers/Consultant Service Agreement to prepare a Landfill Closure and post closure plan for the Tecolote Landfill and authorizing County Manager to complete work. Second by Vice-Chairman Hugh H. Ley. Motion carried.

24. REQUEST FOR BIDS TO PERFORM WIRING FOR TELECOMMUNICATIONS AND DATA PROCESSING IN THE SAN MIGUEL COUNTY DISTRICT COURT ANNEX BUILDING

County Manager Les Montoya requested authorization from the Commission to request for bids to perform wiring for Telecommunications and Data Processing in the San Miguel County District Court Annex Building.

Motion made by Commissioner Kenneth C. Medina to authorize staff to proceed to advertise for bids to perform wiring for Telecommunications and Data Processing in the San Miguel County District Court Annex Building as requested. Second by Vice-Chairman Hugh H. Ley. Motion carried.

**25. STATE OF NEW MEXICO DEPARTMENT OF THE PUBLIC SAFETY
OFFICE OF EMERGENCY MANAGEMENT-SUB GRANT
AGREEMENT # 2005-GE-TS-00112-SAN MIGUEL**

County Manager Les Montoya submitted for approval Sub-grant Agreement between the Department of Public Safety State of New Mexico, acting through the Office of Emergency Management and San Miguel County.

The agreement identifies San Miguel as sub recipient to obtain funds in the amount of \$429,444.00 and perform work acquisitive of communication equipment for the City of Las Vegas/San Miguel County.

Mr. Montoya went over the break down as identified in the Statement of Work of the agreement.

Vice-Chairman Hugh H. Ley requested further clarification on the Mobile Data Equipment and Software for the City of Las Vegas and asked if this unit would replace the existing unit.

Fire Marshal Dan Wright informed the Commission that this unit would supplement what they have now. Discussion ensued.

Motion made by Vice-Chairman Hugh H. Ley to approve Sub-Grant Agreement between the Department of Public Safety State of New Mexico, acting through the Office of Emergency Management and San Miguel County as presented. Second by Commissioner Kenneth C. Medina. Motion carried.

**26. COUNTY MANAGER'S PERSONNEL RECOMMENDATIONS TO HIRE
AND RATIFY THE FOLLOWING INDIVIDUAL TO FILL THE
POSITION OF NARCOTICS OFFICER THROUGH REGION IV
NARCOTICS UNIT AT THE SAN MIGUEL COUNTY SHERIFF'S
DEPARTMENT AS PER THE RECOMMENDATION OF CHRIS NAJAR,
SAN MIGUEL COUNTY SHERIFF**

County Manager Les Montoya submitted the following recommendation to hire and ratify the following individual to fill the position of Narcotics Officer through Region IV Narcotics Unit at the San Miguel County Sheriff's Department as per the recommendation of County Sheriff Chris Najjar:

Casual Employee

Martin Salazar Narcotics Officer Salary: \$12.00 hourly

Motion made by Vice-Chairman Hugh H. Ley to approve recommendation to fill the position of Narcotics Officer through Region IV Narcotics Unit with the San Miguel County as per the recommendation of County Sheriff Chris Najar. Second by Commissioner Kenneth C. Medina. Motion carried.

27. COUNTY MANAGER’S PERSONNEL RECOMMENDATIONS TO HIRE AND TO RATIFY THE FOLLOWING EMPLOYEES TO FILL THE POSITIONS AT THE SAN MIGUEL COUNTY DETENTION CENTER

County Manager Les Montoya submitted the following recommendations for hire:

Probationary Employees:

Angela Duran	Detention Officer	Salary: \$17,848.28
Maria Lujan-Grace	Detention Officer	Salary: \$17,843.28
Robert Vigil	Detention Officer	Salary: \$17,843.28
Victoria Padilla	Detention Officer	Salary: \$17,843.28

The vacant positions need to be filled immediately due to several vacant positions at the SMC Detention Center.

Motion made by Vice-Chairman Hugh H. Ley to approve recommendations of hire as requested. Second by Commissioner David Salazar Motion carried.

28. COUNTY MANAGER’S PERSONNEL RECOMMENDATION TO HIRE FINANCIAL SPECIALIST I POSITION WITH THE SAN MIGUEL COUNTY FINANCE DIVISION AS PER THE RECOMMENDATION OF MELINDA GONZALES FINANCE DIVISION SUPERVISOR

County Manager Les Montoya submitted the following recommendation to hire the following individual to fill the position of Financial Specialist I with the San Miguel County Finance Division as per the recommendation of Finance Division Supervisor Melinda Gonzales:

Probationary Employee

Francine M. Valdez \$22,000.00 annually
Date of Hire: February 20, 2006

Vice-Chairman Hugh H. Ley asked for clarifications regarding the qualifications and job description. Discussion ensued.

Motion made by Commissioner Kenneth C. Medina to approve recommendation to hire Francine M. Valdez as requested. Second by Commissioner David Salazar. Motion carried.

29. PERSONNEL ACTIONS

County Manager Les Montoya submitted Personnel Actions that have taken place in San Miguel County for ratification and approval.

Motion made by Commissioner David R. Salazar to approve and ratify Personnel Actions as requested. Second by Commissioner Susano Ortiz. Motion carried.

30. SAN MIGUEL COUNTY BOARD OF FINANCE MEETING

Chairman LeRoy H. Garcia announced that the Board of County Commissioners would meet as the Board of Finance for San Miguel County.

Executive/Closed Session

- A. Personnel Matters as permitted by Section 10-15-1(H) (2) of the New Mexico Open Meetings Act, NMSA 1978.**
- B. Matters subject to the attorney-client privilege pertaining to threatened or pending litigation in which SMC is or may become a participant, as permitted by Section 10-15-1(H)(7) and of the New Mexico Open Meetings Act, NMSA 1978.**
- C. Matters pertaining to the discussion of the acquisition of real property, as permitted by Section 10-15-1-(H)(8) of the Open Meetings Act, NMSA 1978**

County Manager Les Montoya recommended to retire into Executive Session to discuss Personnel Matters, as permitted by Section 10-15-1(H) (2) of the New Mexico Open Meetings Act, NMSA 1978, matters subject to the attorney-client privilege pertaining to threatened or pending litigation in which SMC is or may become a participant, as permitted by Section 10-15-1(H) (7) of the New Mexico Open Meetings Act, NMSA 1978 and matters pertaining to the discussion of the acquisition of real property, as permitted by Section 10-15-1-(H)(8) of the Open Meetings Act, NMSA 1978

Motion made by Commissioner Kenneth C. Medina to retire into Executive Session at 4:04 p.m. to discuss Personnel Matters, as permitted by Section 10-15-1(H) (2) of the New Mexico Open Meetings Act, NMSA 1978, matters subject to the attorney-client privilege pertaining to threatened or pending litigation in which SMC is or may become a participant, as permitted by Section 10-15-1(H) (7) of the New Mexico Open Meetings Act, NMSA 1978 and matters pertaining to the discussion of the acquisition of real property, as permitted by Section 10-15-

1(H)(8) of the Open Meetings Act, NMSA 1978. Second by Commissioner David R. Salazar. Motion carried.

Roll call was taken before County Commission retired into Executive Session.

Chairman LeRoy H. Garcia	yes
Vice-Chairman Hugh H. Ley	yes
Commissioner Kenneth C. Medina	yes
Commissioner Susano Ortiz	yes
Commissioner David Salazar	yes

Unanimous vote to retire into executive session.

Chairman LeRoy H. Garcia called the meeting back into public session at 5:03 p.m.

The record will show no action was taken in Executive Session, and matters discussed in the closed meeting were limited only to those specified in the motion for closure.

31. RESOLUTION 12-21-2005-F1 AS AMENDED BY THE DEPARTMENT OF FINANCE AND ADMINISTRATION

Finance Division Supervisor Melinda Gonzales submitted for approval Resolution No. 12-21-2005-F1 as amended by the Department of Finance and Administration.

Motion made by Commissioner Kenneth C. Medina to approve Resolution No. 12-21-2005 F1 as amended by the Department of Finance and Administration. Second by Commissioner David Salazar. Motion carried.

32. RESOLUTION 2006-02-14-F2 MID-YEAR BUDGET ADJUSTMENTS

Finance Division Supervisor Melinda Gonzales submitted for review and approval Resolution No. 2006-02-14-F2 Mid-Year Budget Adjustments.

Ms. Gonzales went over the midyear adjustments. Discussion ensued.

Motion made by Commissioner Kenneth C. Medina to approve Resolution No. 2006-02-14-F2 Mid-Year Budget Adjustments. Second by Vice-Chairman Hugh H. Ley. Motion carried.

Chairman Leroy H. Garcia made a recommendation to the Commissioners to give the County employees a salary increase.

Commissioner Garcia stated that they would leave it up to the discretion of the Elected Officials as to how they would distribute the cost of living increase among their employees, or if the elected officials prefer to hire another employee they may do so. The remainder of the County employees would receive an 8% cost of living increase if their salary fell under \$22,000.00 and anyone making \$22,000.00 and over would receive a 3% increase.

Commissioner Ley stated that he did not want the County Officials be limited in hiring personnel but also to allow them to utilize the monies to purchase equipment or apparatus or whatever is needed within their departments that would equal to a 5% increase within their budget.

Motion made by Commissioner Kenneth C. Medina to approve the cost of living increase as recommended by Commissioner Garcia and Commissioner Ley. Second by Vice-Chairman Hugh H. Ley. Motion carried.

Roll call was taken for this motion.

Chairman LeRoy H. Garcia	yes
Vice-Chairman Hugh H. Ley	yes
Commissioner Kenneth C. Medina	yes
Commissioner Susano Ortiz	yes
Commissioner David Salazar	yes

Commissioner David R. Salazar suggested that the County Manager Les Montoya send out a press release regarding the cost of living increase.

33. INDIGENT CLAIMS

Finance Division Supervisor Melinda Gonzales submitted Indigent Claims for review and approval. Discussion ensued.

Motion made by Vice-Chairman Hugh H. Ley to approve Indigent Claims for St. Vincent Hospital for the amount of \$11,370.09 as requested. Second by Commissioner Kenneth C. Medina. Motion carried.

Motion made by Kenneth C. Medina to approve Indigent Claims for Alta Vista Regional Hospital for the amount of \$196,458.03 includes detainees. Second by Vice-Chairman Hugh H. Ley. Motion carried.

34. CASH BALANCE REPORT

Finance Division Supervisor Melinda Gonzales went over the Cash Balance Report. Discussion ensued.

No action taken; for information only.

35. ACCOUNTS PAYABLE LISTING

Finance Division Supervisor Melinda Gonzales submitted Accounts Payable Listing for approval and certified each expenditure as a true and legitimate expense.

Motion made by Commissioner David R. Salazar to approve Accounts Payable Listing as presented. Second by Vice-Chairman Hugh H. Ley. Motion carried.

ADJOURNMENT

Motion made by Commissioner Kenneth C. Medina to adjourn. Second by Commissioner David R Salazar. Motion carried.

The record will show the time is 5:45 p.m.

Approved this _____ day of _____, 2006 as the Official Minutes of the Board of County Commissioners of San Miguel County, New Mexico.

LeRoy H. Garcia, Chairman

Hugh H. Ley, Vice-Chairman

David R. Salazar Commissioner

Kenneth C. Medina, Commissioner

Susano Ortiz, Commissioner

ATTEST

Paul Maez, County Clerk

Minutes Submitted by: Geraldine E. Gutierrez

