

**REGULAR MEETING
MAY 9, 2006
MINUTES**

The Board of County Commissioners of San Miguel County held a Regular Meeting and a County Finance Meeting on Tuesday, May 9, 2006 at 1:30 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 requested the agenda be amended as follows: Item No. 24 Ratification of the 2006 El Valle De San Miguel Flying Diamond Scholarship Recipients be moved to Item No. 1 and Item No. 25 Review the Possibility of Changing the PERA Retirement Classification to level A for County Employees and review setting a 20 year retirement for corrections be moved to Item No. 3.

Motion made by Commissioner Kenneth C. Medina to approve agenda as amended.
Second by Vice-Chairman Hugh H. Ley. Motion carried

APPROVAL OF MINUTES Regular Meeting of April 11, 2006.

County Manager Les Montoya and County Attorney Jesus Lopez had no recommended changes to the minutes of Regular Meeting of April 11, 2006.

Vice-Chairman Hugh H. Ley stated that he wanted to make sure that Computer Information Specialist Mario Vasquez understood his interpretation regarding the color coding of signage differentiating between county roads, state roads and public and private roads.

Mr. Vasquez informed Commissioner Ley that state road signage would be red and white, county road signage would be blue and white and public and private road signage would be green and white.

Motion made by Commissioner Kenneth C. Medina to approve the Regular Meeting minutes of April 11, 2006 as submitted. Second by Vice-Chairman Hugh H. Ley. Motion carried.

INTRODUCTION OF NEW EMPLOYEES

County Manager Les Montoya introduced the following new County employees:

Santana Romero Public Works/Admin. Asst. Public Works Division
(Probationary Employee)

NEW BUSINESS:

1. RATIFICATION OF THE 2006 EL VALLE DE SAN MIGUEL FLYING DIAMOND SCHOLARSHIP RECIPIENTS

El Valle de San Miguel Flying Diamond Scholarship was announced with a deadline of April 28, 2006. Twenty one (21) applications were received. The El Valle de San Miguel Flying Diamond Scholarship Committee met on May 1, 2006 to review the applications consistent with the scholarship application guidelines. The Scholarship Committee recommended that all 21 applicants be awarded the scholarship. The amount of the scholarship will be \$800.00. The amount will be paid in two payments of \$400.00 for the fall semester of 2006 and spring semester of 2007.

Commissioner Kenneth C. Medina and Commissioner Susano Ortiz presented the El Valle de San Miguel Flying Diamond Scholarship Committee awards to the following recipients:

**Michael Scott Vigil
Esperanza Lucero
Krystal Gutierrez
Samuel Gutierrez
Estrella Lucero
Julio Montoya
Amanda M. Gallegos
Anna Padilla
Michael Montoya
Ray Bustamante
Amanda L. Gallegos**

**Consuelo Martinez
Anastacia Rivera
Erica Gonzales
Dominique Gonzales
Noel Baca
Christopher Encinias
Antonio Salazar
Henrietta Valdez
Adriana Gallegos
Lydia Atencio**

The Commission congratulated all the recipients of the El Valle De San Miguel Flying Diamond Scholarship on a job well done.

Vice-Chairman Hugh H. Ley gave a brief history on how the El Valle De San Miguel De San Miguel Flying Diamond Scholarship came to be.

2. REVIEW THE POSSIBILITY OF CHANGING THE PERA RETIREMENT CLASSIFICATION TO LEVEL A FOR COUNTY EMPLOYEES AND REVIEW SETTING A 20 YEAR RETIREMENT FOR CORRECTIONS

Chairman LeRoy H. Garcia explained how the County Commission is looking into the possibility of changing the PERA Retirement Classification to Level A for county employees and review setting a twenty (20) year retirement for corrections. Discussion ensued.

The Commission gave direction to County Manager Les Montoya to look at what the cost would be to the county and the employees regarding changing the PERA Retirement Classification to Level A for County employees and setting a twenty (20) year retirement for corrections.

No action taken; for information only.

PRESENTATION ON THE FORMATION OF THE EL VALLE WATER ALLIANCE AND THE PURPOSE OF THE ALLIANCE AND ITS FUTURE GOALS BY KATHY ROMERO AND RAMON LUCERO JR.

Kathy Romero, president of the El Valle Water Alliance and Ramon Lucero gave a presentation on the formation of the El Valle Water Alliance and the purpose of the alliance and its future goals and asked for the Commission's support for their future goals. Discussion ensued.

3. COUNTY TREASURER'S MONTHLY REPORT

County Manager Les Montoya informed the Commission that County Treasurer Alfonso Ortiz would not be attending today's meeting because he was out of town. Mr. Montoya submitted the County Treasurer's Monthly Report for the month of April 2006.

No action taken; for information only.

**4. JOB DESCRIPTION FOR PERMANENT FULL-TIME POSITION-
DEPUTY CLERK**

This job description is being presented for approval to hire a person for the County Clerk's Office for the position of Deputy Clerk.

Commissioner David Salazar stated that they could not approve the job description because there were a lot of grammatical and typing errors on the job description and should be tabled until these items are corrected.

Motion made by Commissioner David Salazar to table this matter until the job description is corrected. Second by Vice-Chairman Hugh H. Ley. Motion carried.

**5. LAS VEGAS COMMUNITY WATER BOARD RESOLUTION NO. 05-09-
2006-CC, RECOGNIZING THE CREATION OF A CITIZENS
COMMITTEE TO PERFORM VARIOUS TASKS AS PART OF A
COMMUNITY WATER INITIATIVE TO DEVELOP LONG TERM
WATER PLANNING**

Commissioner David Salazar informed the Commission that the Citizens group is requesting County Commission to approve a resolution recognizing efforts of a Community Water Board, accepting recommendations for achieving a sustainable water supply and consideration by the County Commission to utilize this information in making final decisions.

Diane Moore asked the Commission for their support for the formation of the Water Board and acknowledged the following members:

Andrew Feldman
Frank Splendoria
Alan Franken
David Salazar
Kim Delgado

Mr. Frank Splendoria and Mr. Alan Franken also asked the Commission for their support for the formation of the Water Board.

Motion made by Commissioner David R. Salazar to approve Resolution No. 05-09-2006-CC as presented. Second by Commissioner Susano Ortiz and Commissioner Kenneth C. Medina. Motion carried.

6. INFRASTRUCTURE CAPITAL IMPROVEMENTS PLAN (ICIP) 2008-2012

Planning & Zoning Supervisor Alex Tafoya informed the Commission that it is time to begin the Infrastructure Capital Improvement Plan (ICIP) process. The plan once completed must be submitted to DFA-Local Government Division by August 31, 2006. The Planning and Zoning Office started the ICIP process by sending letters to interested parties requesting their comments. Any capital project that would be funded by a legislative appropriation or by possible grant sources should be included in the ICIP.

Mr. Tafoya requested that the Commission accept public comment in regard to possible projects.

The following persons came forward to comment in regards to possible projects for the ICIP 2008-2012:

Ramon Lucero
Sigrid Olson
Diane Moore

No one came forward against possible projects for the ICIP 2008-2012.

No action taken; for public input only.

7. 2006 LEGISLATIVE GENERAL FUND APPROPRIATION AGREEMENT

Chairman LeRoy H. Garcia acknowledged Lucille Romero, who passed away, for all her efforts for the county.

Planning and Zoning Supervisor Alex Tafoya informed the Commission that the County received from DFA-Local Government Division a 2006 Legislative General Fund Appropriation Agreement for sixteen (16) projects totaling \$1,320,000.00 and in order to utilize these funds it is necessary for the County to accept and approve the Appropriation Agreement.

Mr. Tafoya requested the Commission review and approve the 2006 Legislative General Fund Appropriation Agreement for sixteen (16) projects totaling \$1,320,000.00.

Motion made by Commissioner David Salazar to approve the 2006 Legislative General Fund Appropriation Agreement for sixteen (16) projects totaling \$1,320,000 as requested. Second by Commissioner Kenneth C. Medina. Motion carried.

8. RESOLUTION NO. 5-09-06-CDBG ADOPTING CITIZEN PARTICIPATION PLAN

Planning & Zoning Supervisor Alex Tafoya informed the Commission that the County had received a CDBG Grant for the amount of \$366,000.00 for the Tecolote road and drainage project as a condition of that grant award. The County is required to adopt a Participation Plan. Such plan should be adopted by resolution. The current Citizen Participation Plan is now three (3) years old.

Motion made by Commissioner David R. Salazar to adopt Resolution No. 5-09-06-CDBG Adopting Citizen Participation Plan as requested. Second by Commissioner Susano Ortiz. Motion carried.

Chairman LeRoy H. Garcia informed the Commission that he was leaving the meeting because he had to attend a National Association of Counties Conference in California.

The record will show that Chairman LeRoy H. Garcia left the meeting at 2:39 p.m.

9. RESOLUTION NO. 05-09-06-CODE FOR PROCUREMENT OF CONDUCT (CDBG)

Planning & Zoning Supervisor Alex Tafoya informed the Commission that CDBG policy requires that grantees adopt a procurement code of conduct by resolution.

Mr. Tafoya submitted for approval Resolution No. 05-09-06-Code for Procurement Code of Conduct (CDBG)

Motion made by Commissioner Kenneth C. Medina to approve Resolution No. 05-09-06-Code for Procurement Code, of Conduct (CDBG) as requested. Second by Commissioner David R. Salazar. Motion carried.

10. RESOLUTION NO. 05-09-06-NCNMDD APPROVING SAN MIGUEL COUNTY AS A MEMBER OF THE NORTH CENTRAL NEW MEXICO ECONOMIC DEVELOPMENT DISTRICT

Planning & Zoning Supervisor Alex Tafoya informed the Commission that the North Central New Mexico Economic Development District is requesting that San Miguel County renew its membership with the District.

Motion made by Commissioner Kenneth C. Medina to approve Resolution No. 05-09-06-NCNMDD Approving San Miguel County as a member of the North Central New Mexico Economic Development District. Second by Commissioner David R. Salazar. Motion carried.

11. NEW PRIVATE AND PUBLIC ROADS TO BE ADDED TO THE OFFICIAL ROAD LIST OF SAN MIGUEL COUNTY

Computer Information Specialist Mario Vasquez submitted for approval Resolution No. 5-09-06-E-911-05 to add new named roads to the Official Road List.

Mr. Vasquez requested that the following roads be added to the Official Road List:

Cabin Hill Rd. – Rowe
Oso Road-Sapello
Mi Sueno Dr.-Bernal
White Hawk Trail-Pecos-Birds of a Feather Sub-division

Motion made by Commissioner Kenneth C. Medina to approve Resolution No. 5-09-06-E-911-05 Add new named roads to the Official Road List as requested. Second by Commissioner Susano Ortiz. Motion carried.

12. MEMORANDUM OF UNDERSTANDING FOR GEOGRAPHIC INFORMATION SYSTEM (GIS) AND MASTER STREET ADDRESS GUIDE (MSAG) DATA BASES SERVICES BETWEEN THE CITY OF LAS VEGAS PUBLIC SAFETY ANSWERING POINT (PSAP), THE CITY OF LAS VEGAS INCLUDING CITY OF LAS VEGAS ADDRESSING/MAPPING PERSONNEL, AND SAN MIGUEL COUNTY, INCLUDING SAN MIGUEL COUNTY GIS AND E-911 RURAL ADDRESSING

Susan M. Cunningham, Director of Engineering from Spatial Data Research updated the Commission regarding the Geographic Information System (GIS) and Master Street Address Guide (MSAG) Data Bases Services and explained how the data was going to be used and answered any questions. Discussion ensued.

Computer Information Specialist Mario Vasquez submitted for approval Memorandum of Understanding for Geographic Information System (GIS) and Master Street Address Guide (MSAG) Data Services between San Miguel County and The City of Las Vegas.

Motion made by Commissioner Kenneth C. Medina to approve Memorandum of Understanding for Geographic Information System (GIS) and Master Street Address Guide (MSAG) Data Services between San Miguel County and The City of Las Vegas. Second by Commissioner Susano Ortiz. Motion carried.

**13. (FY 2006-07) NM DEPARTMENT OF TRANSPORTATION,
COMMUNITY DWI (CDWI GRANT APPLICATION**

DWI Coordinator Wendy Armijo submitted for approval the FY 2006-07 NM Department of Transportation Community DWI (CDWI) Grant Application.

Ms. Armijo informed the Commission that the San Miguel County DWI Planning Council has received Community DWI Grant Funding for the last eight years.

Total appropriation in CDWI funds for FY 2006-07 is \$17,806.00, funding allocations and program-planned activities awarded \$2,000.00 to each department which includes the New Mexico State Police Department District I and II, Las Vegas Police Department and the County Sheriff's Department for the purpose of conducting additional DWI Saturation Patrols, Enforcement Patrols. Additional allocations include the allotment of \$6,000.00 which will fund the year round SAFE RIDE Program and \$3,000.00 has been allocated towards the implementation of "Project Prom" which is to be incorporated in the three local high schools.

Motion made by Commissioner Kenneth C. Medina to approve the FY 2006-07 NM Department of Transportation Community DWI (CDWI) Grant Application as requested. Second by David R. Salazar. Motion carried.

14. DONATION OF PROPERTY FOR A FIRE STATION IN ILFELD

Fire Marshal Dan Wright reminded the Commission that this item was tabled at the last meeting and that Glenn Post has offered to donate one acre piece of real property to the County for the purpose of constructing a fire station. The property is located just north of San Juan/San Jose exit off I 25.

Mr. Wright informed the Commission that he and Ron Baca from the State Fire Marshal's Office went to the said property and did an assessment of the area and concluded that it would not make any sense to get another piece of property that was so close to the county owned property.

Mr. Wright recommended that the County not accept the property and thank Mr. Post for the offer.

Mr. Ron Baca from the State Fire Marshal's Office informed the Commission that the county owned property is an ideal location for another fire station. Discussion ensued.

Motion made by Commissioner David R. Salazar to approve Mr. Wright's recommendation not to accept the property offer from Glen Post. Second by Commissioner Susano Ortiz. Motion carried.

15. BLM GRANT FOR TREMENTINA FIRE DEPARTMENT FOR \$20,000.00 WITH A \$2,000.00 MATCH

Fire Marshal Dan Wright informed the Commission that Trementina Fire Department had applied for a grant to purchase fire equipment in 2002. The original grant was awarded for an item that does not exist it was for a Class A quick attack, therefore there was a problem spending the grant.

Mr. Wright informed the Commission that he and Chief Franko convinced them to allow them to buy a slip-in unit with the money and the Department would purchase a truck off the state contract to haul it.

Mr. Wright requested the Commission accept the grant on behalf of the Trementina Fire Department and increase their budget by \$20,000.00 so the money can be spent in the fiscal year.

Motion made by Commissioner Susano Ortiz to accept the grant on behalf of the Trementina Fire Department and increase their budget by \$20,000.00 so the money can be spent in the fiscal year. Second by Commissioner Kenneth C. Medina. Motion carried.

16. SAN MIGUEL COUNTY DETENTION CENTER RENOVATION/REMODEL PROJECT-RECEIVED COMPETITIVE BIDS-REQUEST TO ENTER INTO NEGOTIATION FOR BID AWARD

Warden/Facility Administrator Patrick W. Snedeker informed the Commission that a request for Competitive Sealed (Bids) advertisement process was undertaken, specific to San Miguel County and its Detention Center Renovation/Remodel Project. Bids received were opened and reviewed on May 2, 2006. Franken Construction Company, Inc. submitted a base bid proposal, including taxes, in the amount of \$1,642,620.75. First Mesa Construction Company, Inc. submitted a base bid proposal, including taxes, in the amount of \$2,261,949.00.

Mr. Snedeker requested approval from the Commission to enter into negotiation with Franken Construction Company, Inc. for bid award that would be within the budget amount available for the project.

County Manager Les Montoya informed the Commission that he had discussed the procurement regulations that apply with the County Attorney Jesus Lopez.

County Attorney Jesus Lopez informed the Commission that he and the County Manager went over the procurement code requirements. Mr. Lopez stated that if a low bid is submitted and is within 10% of the project budget, then the County could negotiate the amount. Discussion ensued.

Motion made by Commissioner Kenneth C. Medina to authorize staff to enter into negotiation with Franken Construction Company, Inc. and offer a letter of intent to award bid if construction bid amount falls within available budget. Second by Commissioner Susano Ortiz. Motion carried.

17. MONTHLY REPORT FOR THE PUBLIC WORKS DIVISION FOR THE MONTH OF APRIL 2006

County Manager Les Montoya submitted the monthly report for the month of April 2006.

Commissioner David R. Salazar informed County Manager Les Montoya that the project in Tecolote Project was finished but a culvert is needed in order to keep from flooding.

Mr. Montoya stated that he would have the engineer look into the matter.

No action taken; for information only.

18. AWARD REQUEST FOR PROPOSAL FOR ELECTRICAL SERVICES

County Manager Les Montoya informed the Commission that the County authorized staff to proceed with the advertisement for Electrical Services on an "as needed" basis at the Public Works Division and Detention Center. A request for Proposals was advertised with two businesses submitting their proposals. The Electric Horseman and De Sena Electric. Both offerors are qualified legitimate businesses in San Miguel County. The proposal submitted by De Sena outlines the needs of the Public Works Division and Detention Center.

Mr. Montoya requested the Commission authorize staff to proceed in negotiating with De Sena Electric and at a later date bring an agreement for approval by the Commission.

Motion made by Commissioner David R. Salazar to authorize staff to proceed with negotiations with De Sena Electric and at a later date bring an agreement for approval by the Commission. Second by Commissioner Susano Ortiz. Motion carried.

19. AWARD OF ELECTRICAL WORK ON THE COUNTY CLERK BUILDING LOCATED AT THE PUBLIC WORKS DIVISION-1224 RAILROAD AVENUE

County Manager Les Montoya informed the Commission that the Public Works Division advertised for the necessary Concrete Work, moving and electrical work for the County Clerks modular building located at the Public Works Division yard. The only bid received for this work was for electrical work and was from

De Sena Electric in the amount of \$4,354.20 for a new service to the building and \$6,464.72 for connecting of the service to the existing service line already serving the Public Works Division building.

Mr. Montoya requested authorization to award bid to De Sena Electric in the amount of \$6,464.72.

Motion made by Commissioner David R. Salazar to award bid to De Sena Electric in the amount of \$6,464.72 as requested. Second by Commissioner Susano Ortiz. Motion carried.

20. COMMUNITY DEVELOPMENT BLOCK GRANT PROJECT NO. 06-C-NR-I-1-G-43 \$366,000.00 GRANT AMOUNT. COUNTY WILL LEVERAGE \$33,400.00 IN ADDITION TO THE \$36,000.00 OR 10% REQUIRED MATCH

County Manager Les Montoya informed the Commission that the County obtained approval from the Community Development Block Council (CDBG) to receive a 2006-07, CDBG Grant. The Grant funds are to be used to make street drainage improvements to the village of Tecolote by widening the driving surface to 18', 1.4 miles of paving drainage to roadside ditches, installing driveway culverts, storm sewer line and signing and striping.

Mr. Montoya requested the Commission to review and approve the Grant Agreement Project No. 06-C-NR-I-1-G-43.

Motion made by Commissioner David R. Salazar to approve Grant Agreement Project No. 06-C-NR-I-1-G-43 as requested. Second by Commissioner Susano Ortiz. Motion carried.

21. RESOLUTION NO. 05-09-06-CM-LODGERS' TAX AUTHORIZING A LODGERS' TAX ORDINANCE ADVERTISEMENT TO SECTION III IMPOSITION OF TAX; REPORTS, PENALTIES, COLLECTION: SUB PARAGRAPH B EXEMPTIONS

County Manager Les Montoya informed the Commission that the County Lodgers' Tax Advisory Board is recommending the County Lodgers' Tax Ordinance be amended to require all entities who are providing Lodging as per the Ordinance and who do so with one room or more be required to pay Lodgers' Tax. The present ordinance exempts entities that do not have more than three (3) units of accommodations for lodging from paying Lodgers' Tax.

Mr. Montoya requested the Commission review the resolution proposing the ordinance change and consider approving thereby authorizing publication to amend the Lodgers' Tax Ordinance accordingly.

Motion made by Commissioner Kenneth C. Medina to approve Resolution No. 05-09-06-CM-Lodgers' Tax Authorizing a Lodgers' Tax Ordinance Advertisement to Section III Imposition of Tax, Reports, Penalties, Collection: Sub Paragraph B Exemptions as requested. Second by Commissioner Susano Ortiz. Motion carried.

22. APPOINTMENT OF LODGERS' TAX MEMBERS, LANIER WATSON, COW CREEK RANCH AND CAROL HODGE, BOARD OF DIRECTORS PENDARIES

County Manager Les Montoya informed the Commission that the Lodgers' Advisory Board is recommending two individuals to serve on the County Lodgers' Tax Advisory Board. The individuals are interested in serving as board members. The board is two members short.

Mr. Montoya requested the Commission consider appointing Lanier Watson, owner of Cow Creek Ranch and Carol Hodge, member of the Board of Directors for Pendaries

Motion made by Commissioner David R. Salazar to appoint Lanier Watson, owner of Cow Creek Ranch and Carol Hodge, member of the Board of Directors for Pendaries as requested. Second by Commissioner Kenneth C. Medina. Motion carried.

Vice-Chairman Hugh H. Ley requested that County Manager Les Montoya provide him with a financial report of the County's Lodgers' Tax.

23. TRANSFER OF TITLE ON (6) VEHICLES FROM SAN MIGUEL COUNTY TO NEW MEXICO DEPARTMENT OF HEALTH (NMDOH) IDENTIFIED IN ATTACHED LISTING

County Manager Les Montoya informed the Commission that NMDOH wants and need these six (6) vehicles that are currently titled under the County of San Miguel to be transferred to the NMDOH.

These vehicles were purchased for and are utilized by the Senior Citizen Centers and are unable to be serviced/repared as needed because the vehicles are not under the jurisdiction of their Fleet Authority.

Mr. Montoya requested authorization from the Commission to transfer title on these vehicles identified in the listing to NMDOH.

Commissioner Ley expressed concerns regarding the transfer to the titles. Discussion ensued.

County Attorney Jesus Lopez reminded the Commission that the County has dealt with this kind of situation several times before and this was just another bureaucratic glitch.

Mr. Lopez stated that the titles to these vehicles are simply under the County's name because the County is the fiscal agent, nothing else. The county does not claim ownership to these vehicles; therefore, he finds no problem in transferring titles to the NMDOH.

Motion made by Commissioner Kenneth C. Medina to authorize staff to transfer titles on the six (6) vehicles from San Miguel County to New Mexico Department of Health Department as requested. Second by Commissioner David R. Salazar. Motion carried.

24. ACTION TO BE TAKEN ON BIDS RECEIVED FOR THE PECOS AMBULANCE BUILDING PHASE II, ALTERNATE FOR WORK ON THE ROWE FIRE STATION AND ALTERNATE FOR WORK ON THE PECOS AMBULANCE BUILDING

County Manager Les Montoya informed the Commission that bids were opened on April 7, 2006, three contractors submitted bids. The funding for Phase II is dependent upon a USDA grant which has not yet been awarded.

Mr. Montoya stated that they have approximately \$96,000.00 in budget available for the Pecos Ambulance Building and the base bid for this project is \$138,722.00. Discussion ensued.

Sigrid Olson from Pecos Valley Medical Service expressed her concerns regarding the delay of the project and requested that they go forward with the project. Discussion ensued.

After much discussion it was decided to table this item and schedule a meeting at a later date. Discussion ensued.

Motion made by Commissioner Kenneth C. Medina to table this item and schedule a meeting at a later date. Second by Commissioner Kenneth C. Medina. Motion carried.

25. APPOINTMENT OF COUNTY COMMISSIONER TO SERVE ON THE LAS VEGAS/SAN MIGUEL CHAMBER OF COMMERCE EXECUTIVE BOARD

County Manager Les Montoya informed the Commission that Commissioner Hugh Ley presently serves on the Las Vegas/San Miguel Chamber of Commerce Executive Board and would like another Commissioner to replace him.

Commissioner David Salazar volunteered to replace Commissioner Ley on the Las Vegas/San Miguel Chamber of Commerce Executive Board.

Motion made by Commissioner Kenneth C. Medina to appoint Commissioner David R. Salazar to replace Commissioner Hugh H. Ley to serve on the Las Vegas/San Miguel Chamber of Commerce Executive Board. Second by Vice-Chairman Hugh H. Ley. Motion carried.

26. COUNTY MANAGER'S PERSONNEL RECOMMENDATIONS TO HIRE AND RATIFY THE FOLLOWING INDIVIDUAL TO FILL THE POSITION OF OFFICE ASSISTANT WITH THE SAN MIGUEL COUNTY TREASURER'S DEPARTMENT AS PER THE RECOMMENDATION OF ALFONSO ORTIZ, SAN MIGUEL COUNTY TREASURER

County Manager Les Montoya submitted the following recommendation to hire and ratify the following individual to fill the position of Office Assistant with the San Miguel Treasurer's Department as per the recommendation of Alfonso Ortiz, San Miguel County Treasurer.

Casual Employee

Pamela Sena Office Assistant \$ 9.00 Hourly
Date of Hire: May 8, 2006

Motion made by Commissioner Kenneth C. Medina to approve recommendation to fill the position of Office Assistant with the San Miguel County Treasurer's Department as per the recommendation of County Treasurer Alfonso Ortiz. Second by Commissioner David R. Salazar. Motion carried.

27. COUNTY MANAGER'S PERSONNEL RECOMMENDATIONS TO HIRE AND TO RATIFY THE FOLLOWING INDIVIDUAL TO FILL THE POSITION OF MAINTENANCE WORKER I WITH THE SAN MIGUEL COUNTY PUBLIC WORKS DIVISION AS PER THE RECOMMENDATION OF HAROLD GARCIA, SAN MIGUEL COUNTY PUBLIC WORKS SUPERVISOR

Probationary Employee

Michael Gonzales Maintenance Worker I Salary: \$14,520.00 Annually
Date of Hire: May 15, 2006

Motion made by Commissioner Kenneth C. Medina to approve to hire Michael Gonzales as Maintenance Worker I as recommended. Second by Commissioner Susano Ortiz. Motion carried.

28. COUNTY MANAGER’S PERSONNEL RECOMMENDATIONS TO HIRE EARLY VOTING/ABSENTEE BOARD AS PER THE RECOMMENDATION OF PAUL MAEZ, SAN MIGUEL COUNTY CLERK.

RECOMMENDATION TO HIRE:

CASUAL EMPLOYEE

Pauline Trujillo	Early Voting/Absentee Board May 8, 2006	Salary: \$8.00
Claudette Medina	Early Voting/Absentee Board May 8, 2006	Salary: \$8.00
Genoveva Paiz	Early Voting/Absentee Board May 8, 2006	Salary: \$8.00
Patricia Lopez	Early Voting/Absentee Board May 8, 2006	Salary: \$8.00
Victoria Gallegos	Early Voting/Absentee Board May 8, 2006	Salary: \$8.00
Alex Gonzales	Early Voting/Absentee Board May 8, 2006	Salary: \$8.00
Deborah Chavez	Early Voting/Absentee Board May 8, 2006	Salary: \$8.00
Mary Griego	Early Voting/Absentee Board May 8, 2006	Salary: \$8.00

Motion made by Commissioner Kenneth C. Medina to approve to hire the Early Voting/Absentee Board as per the recommendation of County Clerk Paul Maez. Second by Commissioner David Salazar. Motion carried.

29. 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:

Jose Ortiz Detention Officer Salary: \$17,848.28 Annually

Joseph Lopez	Detention Officer	Salary: \$17,843.28 Annually
Matthew Threadgill	Detention Officer	Salary: \$17,843.28 Annually
Eugene Gonzales	Detention Officer	Salary: \$17,843.28 Annually

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

Motion made by Commissioner David R. Salazar. to approve recommendations of hire as requested. Second by Commissioner Susano Ortiz. Motion carried.

30. 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 Kenneth C. Medina to approve and ratify Personnel Actions as requested. Second by Commissioner David Salazar. Motion carried.

31. 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.

32. FINANCIAL RESOLUTION 2006-05-09-F1 MISCELLANEOUS BUDGET ADJUSTMENTS

Finance Division Supervisor Melinda Gonzales submitted for approval Resolution No. 2006-05-09-F1 Miscellaneous Budget Adjustments.

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

Motion made by Commissioner Kenneth C. Medina to approve Resolution No. 2006-05-09- F1 Miscellaneous Budget Adjustments as requested. Second by Commissioner David R. Salazar. Motion carried.

Vice-Chairman Hugh H. Ley requested that a break be taken in the meeting.

The record will show the time is 4:27 p.m.

Vice-Chairman Hugh H. Ley called the meeting back to order at 4:48 p.m.

33. FINANCIAL RESOLUTION 2006-05-9-F2 ADOPTING THE FISCAL YEAR 2006-2007 BUDGET

Finance Division Supervisor Melinda Gonzales submitted for approval Resolution No. 2006-05-9-F2 Adopting the Fiscal Year 2006-2007 Budget.

Ms. Gonzales went over the Fiscal year 2006-2007 Budget. Discussion ensued.

County Manager Les Montoya informed the Commission that he and Ms. Gonzales and each department supervisor met in a series of meetings reviewing each line item within their respective budget. Discussion ensued.

Motion made by Commissioner David R. Salazar to approve Resolution No. 2006-05-9- F2 Adopting the Fiscal Year 2006-2007 Budget to include the salary of the Solid Waste Employee for the Bernal site. Second by Commissioner Susano Ortiz. Motion carried.

County Manager Les Montoya requested that they go back to **ITEM NO. 24 ACTION TO BE TAKEN ON BIDS RECEIVED FOR THE PECOS AMBULANCE BUILDING PHASE II, ALTERNATE FOR WORK ON THE ROWE FIRE STATION AND ALTERNATE FOR WORK ON THE PECOS AMBULANCE BUILDING.**

Mr. Montoya recommended the motion should be amended to table the award of bids with the exception of the bid alternate for Rowe Fire Station. The bid alternate should be awarded to First Mesa Construction, the low bidder for the amount of \$15,800.00.

Motion made by Commissioner David R. Salazar to table award for bids for Pecos Ambulance Phase II and to award the bid alternate to First Mesa Construction, the low bidder for the amount of \$15,000.00. Second by Commissioner Susano Ortiz. Motion carried.

34. COOPERATIVE AGREEMENT FOR USE OF WESTERN STATES CONTRACTING ALLIANCE/NATIONAL ASSOCIATION OF STATE PROCUREMENT OFFICIALS (WSCA/NASPO)

Finance Division Supervisor Melinda Gonzales submitted for approval Cooperative Agreement for the use of Western State contracting Alliance/National Association of State Procurement Officials (WSCA/NASPO)

Motion made by Commissioner Kenneth C. Medina to approve Cooperative Agreement for the use of Western State contracting Alliance/National Association. Second by Commissioner David Salazar. Motion carried.

35. INDIGENT CLAIMS

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

Motion made by Commissioner Kenneth C. Medina to approve Indigent Claims for Alta Vista Regional Hospital for the amount of \$55,643.27 as requested. Second by Commissioner Susano Ortiz. Motion carried.

36. CASH BALANCE REPORT

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

No action taken; for information only.

37. 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 Kenneth C. Medina to approve Accounts Payable Listing as presented. Second by Commissioner Susano Ortiz. Motion carried.

Commissioner Kenneth C. Medina requested that they go back to **ITEM NO. 4 JOB DESCRIPTION FOR PERMANENT FULL-TIME POSITION DEPUTY CLERK** for further discussion.

Commissioner David R. Salazar informed County Clerk Paul Maez that the job description he had submitted for approval had grammatical and typing errors that needed to be corrected.

Commissioner Salazar went over the job description with Mr. Maez and requested the mistakes be corrected. Discussion ensued.

The Commission requested that Mr. Maez correct the job description as noted and submit the corrected job description to the County Manager Les Montoya so he may proceed to hire the individual and later be ratified at the Regular Meeting.

Motion made by Commissioner Kenneth C. Medina to approve job description with corrections, and to submit a recommendation to hire to the County Manager and Manager is authorized to approve and ratify at the June meeting. Second by Commissioner David R. Salazar. Motion carried.

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 David Salazar to retire into Executive Session at 5:19 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 Kenneth C. Medina. Motion carried.

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

Chairman LeRoy H. Garcia	absent
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.

Vice-Chairman Hugh H. Ley called the meeting back into public session at 6:30 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.

ADJOURNMENT

Motion made by Commissioner David R. Salazar to adjourn. Second by Commissioner Susano Ortiz. Motion carried.

The record will show the time is 6:31 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

