

**REGULAR MEETING
JULY 10, 2007
MINUTES**

The Board of County Commissioners of San Miguel County held a Regular Meeting and a County Finance Meeting on Tuesday July 10, 2007 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 a County Commission Walkthrough of the San Miguel County Detention Center will take place. The agenda for the meeting was as follows:

CALL TO ORDER

Chairman Hugh H. Ley called the meeting to order at 1: 30 p.m.

ROLL CALL

Chairman Hugh H. Ley, Vice-Chairman Kenneth C. Medina, Commissioner David R. Salazar, Commissioner June J. Garcia and Commissioner Albert J. Padilla were present.

The record will show a quorum was present.

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA:

County Manager Les Montoya requested that a couple of changes be made to the agenda, removing item number 6 and item number 9.

Motion made by Vice-Chairman Kenneth C. Medina to approve agenda as revised by the County Manager. Second by Commissioner June Garcia. Motion carried.

APPROVAL OF MINUTES: Regular Meeting June 12, 2007.

Motion made by Commissioner Albert Padilla to approve the minutes for Regular Meeting held June 12, 2007. Second by Commissioner David Salazar. Motion carried.

INTRODUCTION OF NEW EMPLOYEES:

Michael Lucero (Probationary Employee)	Sergeant	Sheriff's Division
Mathew Borrego (Probationary Employee)	Deputy	Sheriff's Division
Ernie Vigil (Probationary Employee)	Deputy	Sheriff's Division
Antoinette Apodaca (Probationary Employee)	Radio Dispatcher	Sheriff's Division

Elizabeth Valenzuela (Probationary Employee)	Solid Waste/ Accounting Specialist	Finance Division
David Benavidez (Probationary Employee)	Convenience Center Operator/ Pecos	Public Works
Issac Montano (Probationary Employee)	Convenience Center Operator/ Pecos	Public Works

NEW BUSINESS:

1. COUNTY TREASURER’S MONTHLY REPORT*

County Treasurer Alfonso Ortiz went over the monthly report for the month of June 2007 and discussion ensued.

No action taken; for information only.

2. 2007-2008 SAN MIGUEL COUNTY LODGERS’ TAX APPROPRIATIONS*

County Manager Les Montoya informed the Commission of the Lodgers’ Tax Advisory Board recommendation to Allocate Lodgers Tax Dollars for 2007-2008. Recommend awarding \$44,525.00 in Lodgers Tax proceeds to various offers to advertise, promote and support special events, in San Miguel County in Fiscal Year 2007-2008.’

Las Vegas/ San Miguel Chamber of Commerce

- **Advertising, Publishing and Promotions:**
 1. Brochure distribution \$2,000.00
 2. Full color print add in the New Mexico Magazine \$3,500.00
 3. Rough Rider Motorcycle Rally \$2,500.00
 4. 4th of July Fiesta \$1,000.00
- **Advertising, publicizing and promotions-Pecos, New Mexico:**
 1. Website hosting/maintenance/ Update \$1,750.00
 2. Brochure Printing \$7,000.00
 3. brochure distribution \$2,000.00
 4. Advertising (EG New Mexico Magazine) \$3,000.00
 - 5.
- **Administration 10% \$ 2,275.00**
- **Total Funding Recommended \$ 25,025.00**

San Miguel County Fair Association

- **Advertising and promotions Las Vegas Arts Council Events \$ 4,000.00**

Music from Angel Fire

- **Advertising and promotions events \$ 3,500.00**

San Miguel 4-H Rodeo

- Advertising and promotion of Final State Rodeo in July \$2,000.00
- Advertising and promotion of the 4-H sanctioned rodeo \$ 2,000.00

San Miguel County

- Legislative advertising 2007-2008 \$ 5,000.00

TOTAL AMOUNT OF AWARD \$ 44,525.00

Mr. Montoya presented for approval the Lodgers Tax Advisory Board recommendations as noted above.

Motion made by Commissioner David Salazar to approve the Lodgers Tax Advisory Board recommendations as submitted. Second by Commissioner June Garcia. Motion carried.

3. SAN MIGUEL COUNTY LEASE AGREEMENT FOR THE APACHE SPRINGS COMMUNICATION SITE*

Safety Coordinator Dennis English informed the Commission it was thought the State owned the property. A property lease is required with Ms. Marie Trigg-Keller owner of the property. The annual lease amount will total \$ 720.00. Facilities will be placed entirely on Mrs. Trigg Keller's property.

Mr. English submitted the Site Lease Agreement for the Apache Springs Communication Site.

Motion made by Commissioner Albert Padilla to approve the Site Lease Agreement for the Apache Springs Communications Site. Second by Commissioner June Garcia. Motion carried.

4. SAN MIGUEL COUNTY CLEAN INDOOR POLICY AMD-R07-10-07 PO*

Safety Coordinator Dennis English informed the Commission the San Miguel County Clean Indoor Policy which came about by NM legislation (HB 283) which became law on June 15, 2007. The law prevents smoking inside and around public buildings.

Mr. English submitted for approval the SMC Clean Indoor Policy AMD-R07-10-07 PO.

Motion made by Commissioner David Salazar to approve the AMD R07-10-07 PO. Second by Commissioner Albert Padilla motion carried.

5. JOB DESCRIPTION FOR CHIEF DEPUTY CLERK*

County Manager Les Montoya informed the Commission the job description was revised due to the new position created in the County Clerk's office. New position is Bureau of Elections Supervisor and the Chief Deputy Clerk job description was revised to remove responsibilities for elections.

Mr. Montoya submitted the new job description for Chief Deputy Clerk.

Motion made by Vice-Chairman Kenneth C. Medina to approve the new job description for Chief Deputy Clerk. Second by Commissioner Albert Padilla. Motion carried.

6. SCOPE OF WORK AGREEMENT NM CHILDREN, YOUTH AND FAMILIES DEPARTMENT AND SAN MIGUEL COUNTY. NM ELECTRONIC MONITORING ALTERNATIVE TO SECURE DETENTION PROGRAM*

Warden Patrick W. Snedeker informed the Commission that the NM Children, Youth and Families Department and San Miguel County, are entering into a contract / agreement: to provide alternatives to detention: via the use of an electronic monitoring/ ankle bracelet for juveniles arrested in San Miguel County. The total amount of the contract is \$ 6,000.00 annually (\$ 500.00/month for 12 months).

Mr. Snedeker submitted for approval the agreement; as presented.

Motion made by Vice-Chairman Kenneth C. Medina to approve the Scope of work Agreement. Second by June Garcia. Motion carried.

7. MEMORANDUM OF AGREEMENT BETWEEN THE BOARD OF COUNTY COMMISSIONERS OF SAN MIGUEL COUNTY AND THE CITY OF LAS VEGAS DWI (PEE)*

DWI Coordinator Wendy Armijo informed the Commission the City of Las Vegas, and the County of San Miguel, agree to combine funds and resources in achieving a common goal of removing the DWI offender from the streets and highways of San Miguel County in an effort to reduce highway traffic accidents that are alcohol related.

In doing so, a joint application is to be provided to the NM Department of Transportation, Traffic Safety Bureau for the funding of a comprehensive Community DWI Program that reflects an integrated approach to our mutual problem of driving while intoxicated.

The San Miguel County DWI Planning Council continues to receive Community DWI Grant funds. The identified funding is a result of court fees collected from DWI conviction within San Miguel County. Its purpose is to undertake activities that will impact the DWI problem in our County through the use of prevention/ education and enforcement. A total of \$ 19,989.75 has been appropriated in CDWI for the FY 07-08.

The San Miguel County DWI Planning Council in its strategic planning process has identified the need for the implementation of a transportation system that would allow citizens of the community and other an alternative to driving drunk.

The services, referred to as the Free Safe-Ride-Home service will be available year round and will operate during all recognized governed holidays.

Ms. Armijo submitted for approval the Memorandum of Agreement between the County of San Miguel DWI Council and the City of Las Vegas.

Motion made by Commissioner David Salazar to approve the Memorandum of Contract between the DWI Council and the City of Las Vegas. Second by Commissioner June Garcia. Motion carried.

8. MONTHLY REPORT FOR THE PUBLIC WORKS DIVISION FOR THE MONTH OF JUNE 2007*

Public Works Division Supervisor Harold Garcia presented to the Commission information on issues addressed within the Public Works Division for the month of June 2007.

No action taken; for information only.*

9. PROFESSIONAL SERVICES AGREEMENT BETWEEN SAN MIGUEL COUNTY AND MILLER ENGINEERING CONSULTANTS, INC. FOR THE ENGINEERING SERVICES FOR ACQUISITION OF RIGHTS OF WAY, PLANNING, DESIGN AND CONSTRUCTION OF ROADWAY DRAINAGE IMPROVEMENTS, INCLUDING SPECIFICATION PREPARATION AND CONSTRUCTION OVERSIGHT FOR VARIOUS COUNTY ROADS IN SAN MIGUEL*

Public Works Division Supervisor Harold Garcia informed the Commission San Miguel County Public Works Division recently advertised for request for proposals for the Professional Engineering Services for the Acquisition of Rights of Way, Planning, Design, and Construction of Roadway Drainage Improvements including Specification Preparation and Construction oversight for various County Roads in San Miguel County. Based on the Application for the GRIP 2 Funding for San Miguel County approved by the NM Department of Transportation, San Miguel County must enter into agreement(s) with Engineering Firms by July in order to comply with the timeline set on the application approved by the Department of Transportation.

Mr. Garcia submitted for approval the agreement with Miller Engineering Consultants, Inc, for the Engineering Services for Acquisition of rights of way, Planning, Design, and Construction of Roadway Drainage Improvements, including Specification Preparation and Construction oversight for various County Roads in San Miguel County.

Motion made by Vice-Chairman Kenneth C. Medina to enter into agreement with Miller Engineering Consultants, Inc. Second by Commissioner David Salazar. Motion carried.

10. PROFESSIONAL SERVICES AGREEMENT BETWEEN SAN MIGUEL COUNTY AND ENGINEERING INC. FOR THE ACQUISITION OF RIGHTS OF WAY, PLANNING , DESIGN, AND CONSTRUCTION OF ROADWAY DRAINAGE IMPROVEMENTS, INCLUDING SPECIFICATION PREPARATION AND CONSTRUCTION OVERSITE FOR VARIOUS COUNTY ROADS IN SAN MIGUEL COUNTY*

Public Works Division Supervisor informed the Commission the San Miguel County Public Works Division recently advertised for request for proposals for Professional Engineering Services for the acquisition of Rights of Way, Planning, Design and

Construction of Roadway Drainage improvements, including specification preparation and construction oversight for various County roads in San Miguel County.

Mr. Garcia submitted for approval the Professional Service Agreement with Engineers Inc.

Motion made by Vice-Chairman Kenneth C. Medina to enter into the Professional Service Agreement between San Miguel County and Engineers Inc. Second by Commissioner June Garcia. Motion carried.

11. PROFESSIONAL SERVICES AGREEMENT BETWEEN SAN MIGUEL COUNTY AND TASCHEK ENVIRONMENTAL FOR THE PROFESSIONAL SERVICES THAT INCLUDE ENVIRONMENTAL ASSESSMENT AND CLEARANCE FOR VARIOUS COUNTY ROADS IN SAN MIGUEL COUNTY AS REQUIRED THROUGH THE GRIP 2 PROGRAM*

Public Works Division Supervisor Harold Garcia informed the Commission the San Miguel County Public Work Division had recently advertised for request for proposals for Professional Engineering Services for the acquisition of Rights of Way, Planning, Design, Environmental Services and Construction oversight for various County roads in San Miguel County. Based on Department of Transportation, San Miguel County must enter into agreement(s) with Engineering Firms by July in order to comply with the timeline set on the application approved by the Department of Transportation.

Mr. Garcia submitted for approval the agreement with Taschek Environmental for the necessary Environmental services required in order to perform the Grip II Road Projects as required by the NM Department of Transportation.

Motion made by Vice-Chairman Kenneth C. Medina to approve the agreement with Taschek Environmental for Professional Services that include Environmental Assessment and Clearance for various County Roads in San Miguel County. Second by Commissioner Albert Padilla. Motion carried.

12. PROFESSIONAL SERVICES AGREEMENT BETWEEN SAN MIGUEL COUNTY AND GANNETT FLEMING WEST FOR THE PROFESSIONAL SERVICES THAT INCLUDES ENVIRONMENTAL ASSESSMENT AND CLEARANCE FOR VARIOUS COUNTY ROADS IN SAN MIGUEL COUNTY AS REQUIRED THROUGH THE GRIP 2 PROGRAM*

Public Works Division Supervisor Harold Garcia informed the Commission the San Miguel County Public Works Division recently advertised for request for proposals for Professional Engineering Services for the acquisition of rights of way, planning, design, environmental services and construction oversight for various county roads in San Miguel County. Based on the Department of Transportation, San Miguel County must enter into agreement(s) with engineering firms by July in order to comply with the timeline set on the application approved by the Department of Transportation.

Mr. Garcia submitted for approval the agreement with Gannet Fleming West for the necessary Environment service required in order to perform the Grip II Road Projects as required by the Nm Department of Transportation.

Motion made by Vice-Chairman Kenneth C. Medina to approve the agreement with Gannett Fleming West. Second by Commissioner June Garcia. Motion carried.

13. SAN MIGUEL COUNTY AND LAS VEGAS/SAN MIGUEL ECONOMIC DEVELOPMENT COOPERATION PARTNERSHIP AGREEMENT TO PROMOTE AND MANAGE THE NORTHERN NEW MEXICO WOOD PARK*

County Manager Les Montoya informed the Commission the County closed on the purchase of the old Medite Site on June 11, 2007. The Commission approved LEDA Ordinance June 12, 2007 authorizing partnership with non profit entities. LVSM/EDC is now proposing the Management Agreement to be considered by the Board of County Commissioners.

Mr. Montoya submitted for approval the Management Agreement thereby setting in place the responsibility for LVSMEDEC.

Sharon Caballero provided the Commission updates on the project and expressed LVSMEDEC willingness to support there initiative.

Motion made by Commissioner Albert Padilla to approve the Management Agreement. Second by Commissioner David Salazar. Motion carried.

14. EMPLOYEE EDUCATION ASSISTANCE AND TRAINING ADMINISTRATIVE REGULATION NO. 09-12-2006, MAJOR JOHN LUJAN, DETENTION CENTER SAFE CRISIS MANAGEMENT, INSTRUCTOR CERTIFICATION COURSE*

County Manager Les Montoya informed the Commission that Major John Lujan, Chief of Security for the San Miguel County Detention Center will attend a Crisis Prevention/ Behavior Management Instructor Certification Course. Major Lujan shall act as a Certified Safe Crisis Management instructor, for Detention Center Detention Officers.

Mr. Montoya submitted for approval the funding assistance for the course of study and training for Major Lujan pursuant to applicable Administrative Regulation No. 09-12-2006.

Motion made by Commissioner June Garcia to approve the funding assistance for Major Lujan for the course of study and training. Second by Vice-Chairman Kenneth C. Medina. Motion carried.

15. EMPLOYEE EDUCATION ASSISTANCE AND TRAINING ADMINISTRATIVE REGULATION NO. 09-12-2006, MS. NORMA JO MARTINEZ, DETENTION CENTER NEW MEXICO NATIONAL

SAFETY COUNCIL, FIRST AID/CPR INSTRUCTOR CERTIFICATION COURSE*

County Manager Les Montoya informed the Commission Ms. Norma Jo Martinez, from the San Miguel County Detention Center will attend the New Mexico Safety Council, First Aid/CPR Instructor Certification Course. Ms. Martinez shall act as a certified First Aid/ CPR Instructor for Detention Center Officers, as well as other divisions within San Miguel County.

Mr. Montoya submitted for approval the funding assistance for the course of study and training for Norma Jo Martinez pursuant to applicable Administrative Regulation No. 09-12-2006.

Motion made by Commissioner June Garcia to approve the funding assistance for Ms. Martinez for the course of study and training. Second by Vice-Chairman Kenneth C. Medina. Motion carried.

16. COUNTY MANAGER’S PERSONNEL RECOMMENDATIONS TO HIRE AND TO RATIFY THE FOLLOWING EMPLOYEE TO FILL THE CLASSIFIED POSITION OF BUREAU OF ELECTIONS SUPERVISOR AT THE SAN MIGUEL COUNTY CLERK’S OFFICE AS PER THE RECOMMENDATION OF PAUL MAEZ, SAN MIGUEL COUNTY CLERK*

RECOMMENDATION TO HIRE:

FULL TIME CLASSIFIED EMPLOYEE

Melanie Rivera	Bureau of Elections Supervisor	Salary: \$46,831.00 Annually
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County Manager Les Montoya informed the Commission the new position has been funded by the New Mexico Legislature.

Motion made by Vice-Chairman Kenneth C. Medina to promote Melanie Rivera to the new Bureau of Elections Supervisor. Second by Commissioner Albert Padilla. Motion carried.

17. COUNTY MANAGER’S PERSONNEL RECOMMENDATION TO HIRE AND TO RATIFY THE FOLLOWING EMPLOYEES TO FILL THE POSITIONS OF SERGEANT AND DEPUTY(S) WITH THE SAN MIGUEL COUNTY SHERIFF’S DIVISION AS PER THE RECOMMENDATION OF BENJIE VIGIL*

RECOMMENDATION TO HIRE:

PROBATIONARY EMPLOYEE

Michael Lucero	Sergeant	Salary: \$29,188.44 Annually
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Ernie Vigil	Deputy	Salary: \$25,168.00 Annually
Mathew Borrego	Deputy	Salary: \$25,168.00 Annually

County Manager Les Montoya informed the Commission the vacant positions need to be filled immediately due to the resignation of Margarita Encinias, Bobby Villanueva and Leon Herrera. Ernie Vigil and Mathew Borrego will be attending the mandatory assessment for entrance in Santa Fe at the basic police officer training in January 2008. Michael Lucero is a certified Police Officer.

Motion made by Commissioner David Salazar to hire the above individuals to fill the vacant positions at the San Miguel County Sheriff's Division. Second by Commissioner Albert Padilla. Motion carried.

18. COUNTY MANAGER'S PERSONNEL RECOMMENDATION TO HIRE AND RATIFY THE FOLLOWING INDIVIDUAL TO FILL THE FULL TIME CLASSIFIED POSITION OF CONVENIENCE CENTER OPERATOR IN THE VILLAGE OF PECOS WITH THE SAN MIGUEL COUNTY PUBLIC WORKS DIVISION AS PER THE RECOMMENDATION OF HAROLD GARCIA, PUBLIC WORKS DIVISION SUPERVISOR*

RECOMMENDATION TO HIRE:

PROBATIONARY EMPLOYEE

David Benavidez	Convenience Center/Operator Village of Pecos	Salary: \$19,947.20 Annually
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County Manager Les Montoya informed the Commission of the vacant position needing to be filled immediately due to the promotion of Daniel Encinias to Road Forman.

Commissioner Albert Padilla had a few concerns why Mr. Benavidez was going to be getting a higher salary than some of our current employees.

Public Works Supervisor Harold Garcia explained there is a higher request in Pecos to handle the Position.

Mr. Garcia also informed the Commission that the position was available to the current employees and none of them were interested in taking the position.

Motion made by Commissioner David Salazar to hire Mr. Benavidez as the Convenience Center Operator in the Village of Pecos. Second by Commissioner Albert Padilla. Motion carried.

19. COUNTY MANAGER'S PERSONNEL RECOMMENDATION TO HIRE AND RATIFY THE FOLLOWING EMPLOYEES TO FILL THE VACANT POSITIONS AT THE SAN MIGUEL COUNTY DETENTION CENTER*

RECOMMENDATION TO HIRE:

PROBATIONARY EMPLOYEES

Rosemary Fernandez	Correction Medical Officer	Salary: \$20,800.00 Annually
Joseph Gutierrez	Detention Officer	Salary: \$17,843.28 Annually
Christopher Encinias	Detention Officer	Salary: \$17,843.28 Annually
Donovan Nance	Detention Officer	Salary: \$17,843.28 Annually
Issac Luna	Detention Officer	Salary: \$17,843.28 Annually

County Manager Les Montoya informed the Commission the vacant positions need to be filled immediately due to employees resigning their positions.

Motion made by Vice-Chairman Kenneth C. Medina to hire the above individuals to fill the vacant positions at the San Miguel County Detention Center. Second by Commissioner June Garcia. Motion carried.

20. PERSONNEL ACTIONS*

County Manager Les Montoya informed the Commission of personnel actions in the month of June 2007 that have taken place in San Miguel County, for ratification and approval.

Mr. Montoya submitted for approval the personnel actions that have taken place within San Miguel County.

Motion made by Vice-Chairman Kenneth C. Medina to approve Personnel Actions. Second by Commissioner June Garcia. Motion carried.

21. SAN MIGUEL COUNTY BOARD OF FINANCE MEETING*

22. BUDGET RESOLUTION 2007-07-10-F1*

Finance Division Supervisor Melinda Gonzales informed the Commission on miscellaneous budget adjustments.

Ms. Gonzales submitted for approval Budget Resolution 2007-07-10-F1.

Motion made by Vice-Chairman Kenneth C. Medina to approve Budget Resolution 2007-07-10-F1. Second by Commissioner June Garcia. Motion carried.

23. RATIFICATION OF CONTRACT FOR AUDITING SERVICES BETWEEN SAN MIGUEL COUNTY AND MEYNER’S AND COMPANY, LLC. THE CONTRACT IS FOR THE AUDIT OF THE FISCAL YEAR ENDING JUNE 30, 2007*

Finance Division Supervisor Melinda Gonzales informed the Commission that the County is in the third year of the contract.

Ms. Gonzales submitted for approval ratification of the contract for auditing services between San Miguel County and Meyner’s and Company.

Motion made by Commissioner David Salazar to approve the contract for auditing services between San Miguel County and Meyner's and Company. Second by Commissioner Albert Padilla. Motion carried.

24. GROSS RECEIPTS AND COMPENSATING TAX MANAGED AUDIT AGREEMENT*

Finance Division Supervisor Melinda Gonzales informed the Commission the Taxation and Revenue Department presented a topic at a NM Association of Counties meeting a while back regarding gross receipts and compensating taxes. They informed us that they are randomly conducting audits of local Governments to ensure the local Governments are properly reporting gross receipts taxes and compensating taxes.

Ms. Gonzales submitted for approval allowing the Finance Department to enter into a managed audit with the New Mexico Taxation and Revenue Department.

County Chairman Hugh H. Ley suggested that we talk to Senator Griego to find another source of approach on the matter.

Discussion ensued.

Motion made by Vice-Chairman Kenneth C. Medina to approve allowing the Finance Department to enter into a managed audit with the New Mexico Taxation and Revenue Department. Second by Commissioner David Salazar. Motion carried.

25. INDIGENT CLAIMS*

Finance Division Supervisor Melinda Gonzales presented to the Commission the Indigent Claims submitted and reviewed by the Finance Department from Alta Vista Regional Hospital in the amount of \$52,534.80.

Ms. Gonzales submitted for approval the Indigent Claims from Alta Vista Regional Hospital.

Motion made by Commissioner David Salazar to approve the Indigent Claims for Alta Vista Regional Hospital. Second by Vice-Chairman Kenneth C. Medina. Motion carried.

26. CASH BALANCE REPORT*

Finance Division Supervisor Melinda Gonzales informed the Commission of the June 26, 2007 cash balances.

No action taken; for information only;

27. ACCOUNTS PAYABLE LISTING*

Finance Division Supervisor Melinda Gonzales submitted Accounts Payable Listing for approval and certified each expenditure as a true, legitimate, and lawful expense, since the last regular meeting.

Ms. Gonzales submitted for approval the Accounts Payable Listings.

Motion made by Commissioner David Salazar to approve Accounts Payable. Second by Commissioner June Garcia. 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/ Closed 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/ Closed Session at 2:55 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 Vice-Chairman Kenneth C. Medina. Motion carried.

Roll call was taken before County Commission retired into Executive Session at 2:56 P.M.

Chairman Hugh H. Ley	yes
Vice-Chairman Kenneth C. Medina	yes
Commissioner David Salazar	yes
Commissioner June Garcia	yes
Commissioner Albert Padilla	yes

The Commission returned to public session at 3:20 P.M. and Chairman Hugh H. Ley noted for the record that only those matters specified in the motion for closure were discussed in executive session.

ADJOURNMENT

Motion made by Commissioner David Salazar to Adjourn. Second by Vice-Chairman Kenneth C. Medina Motion carried.

The record will show the time is 3:22 p.m.

AFTER ADJOURNMENT THE COUNTY COMMISSIONER HAD A WALK THROUGH THE JAIL AT THE DETENTION CENTER. THEY LEFTS THE DETENTION CENTER AT 4:45 P.M.

Approved this _____ day of _____, 2007 as the Official Minutes of the Board of County Commissioners of San Miguel County, New Mexico.

Hugh H. Ley, Chairman

Kenneth C. Medina, Vice-Chairman

David R. Salazar Commissioner

June J. Garcia, Commissioner

Albert J. Padilla, Commissioner

ATTEST

Paul Maez, County Clerk

Minutes Submitted by: James J. MarquezR