

PUBLIC NOTICE

***MINUTES OF SPECIAL MEETING
OF THE BOARD OF COUNTY COMMISSIONERS
OF SAN MIGUEL COUNTY, NEW MEXICO
HELD TUESDAY, AUGUST 24, 2010.***

CALL TO ORDER

The San Miguel County Board of Commissioners held a special meeting on August 24, 2010, at 11:00 a.m.

The meeting was held at the San Miguel County Commission Chambers, County Courthouse, 2nd Floor, 500 West National Ave., Suite 200, Las Vegas, New Mexico 87701.

The agenda for the County Commission meeting was as follows:

ROLL CALL

Chairman David R. Salazar, Vice-Chair June J. Garcia, Commissioner Albert J. Padilla, Commissioner Nicolas T. Leger, and Commissioner Marcellino A. Ortiz were all present.

All Commissioners being in attendance, a quorum was duly established.

PLEDGE OF ALLEGIANCE

SALUTATION TO THE NEW MEXICO STATE FLAG:

**“I salute the flag of the State of New Mexico and the Zia Symbol of perfect
friendship among United Cultures.”**

APPROVAL OF AGENDA

County Manager Les Montoya explained to the Commission that the initial purpose of the meeting was to expedite the bid award on the Cinder Road project, but the matter has been delayed due to legal questions raised by both County and NM DOT officials. This item, therefore, was removed from the agenda by the County Manager.

Mr. Montoya recommended that the meeting continue to address other items on the agenda, and Chairman Salazar entertained a motion to approve the agenda; whereupon, Commissioner Garcia so moved, Commission Ortiz seconded, and the motion was duly approved.

NEW BUSINESS

1. RESOLUTION AUTHORIZING SUBMITTAL OF APPLICATION FOR GRANT FUNDS TO THE NEW MEXICO FINANCE AUTHORITY. RESOLUTION NO. 8-24-10-NMFA.

County Manager Les Montoya advised the Commission that the resolution would authorize submittal of a grant application to the New Mexico Finance Authority for the planning process for long term septage disposal within San Miguel County/City of Las Vegas.

Discussion ensued.

Planning and Zoning Supervisor Alex Tafoya advised the Commission that San Miguel County is working to address the issue of disposal of septic waste at the City of Las Vegas Waste Water Facility. New Mexico Finance Authority has indicated that planning grant funds may be available. In order to submit an application for planning grant funds to the New Mexico Finance Authority, a resolution adopted by the Board of County Commissioners is required.

Commissioner Nicolas Leger asked what changed in reference to the City now accepting some septic waste, and refusing to do so not too long ago.

Mr. Tafoya and Mr. Montoya both answered that a meeting between the City of Las Vegas and San Miguel County was held and the City agreed for the time being to assist the County in accepting solid waste until the problem can be addressed.

Mr. Montoya also noted that the resolution would be a coordinated effort between the City of Las Vegas and San Miguel County to allow the County to work on a long term solution for this issue.

Motion to approve RESOLUTION 8-24-10-NMFA for submittal of grant application, by Commissioner Nicolas Leger. Second by Commissioner June Garcia. Motion carried.

2. WOOD BUSINESS PARK FINAL PLAT APPROVAL AND AGREEMENT TO CONSTRUCT SUBDIVISION IMPROVEMENTS

Planning and Zoning Supervisor Alex Tafoya advised the Commission that San Miguel County is proceeding to finalize the final plat for the Northern New Mexico Wood Business Park. To do so it is necessary to complete two (2) items, namely, (1) approve the final plat, and (2) approve the agreement to construct subdivision improvements.

Mr. Tafoya explained the final plat to the Commission and also explained the agreement to construct subdivision improvements.

County Manager Les Montoya advised that the matters before the Commission are required by the partnership agreement with the EDC. Mr. Montoya also noted that once everything is

complete, a lease will be submitted to the Commission, leasing the Wood Business Park property to EDC, allowing the latter to manage and develop the Park.

Mr. Montoya noted that the lease between San Miguel County and EDC should be ready to be presented to the Board of County Commissioners at its September regular meeting.

Discussion ensued.

Motion to approve final plat and agreement to construct subdivision improvements, by Commissioner Albert Padilla. Second by Commissioner Marcellino Ortiz. Motion carried.

3. APPROVAL AND SIGNATURE OF APPLICATION FOR 2011 FIRE PROTECTION GRANT FOR THE SAPELLO-ROCIADA VOLUNTEER FIRE DEPARTMENT

County Manager Les Montoya advised the Commission that the Sapello-Rociada Volunteer Fire District has prepared an application for a 2011 Fire Protection Grant. The grant application must have the signature of the Fiscal Agent and be submitted by September 1st, 2010. If granted the award will be used toward the purchase of fire apparatus.

Mr. Montoya requested approval of application and execution of same by fiscal agent.

Motion to approve application for 2011 Fire Protection Grant for the Sapello-Rociada Volunteer Fire District, and execution of same, by Commissioner Marcellino Ortiz. Second by Commissioner Albert Padilla. Motion carried.

4. AUTHORIZATION FOR STAFF TO ENTER INTO NEGOTIATIONS AND EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT FOR HEAVY EQUIPMENT DIESEL MECHANICAL SERVICES FOR LIGHT-DUTY AND HEAVY EQUIPMENT FOR SAN MIGUEL COUNTY

Interim Public Works Supervisor Daniel Encinias advised the Commission that San Miguel County issued a Request for Proposals for Heavy Equipment Diesel Mechanical Services for Light-Duty and Heavy Equipment for vehicles in the Public Works Division. A total of two (2) proposals were submitted from interested contractors, namely, D.A.G Construction and Greer's Repair and Welding, Inc.. A committee of County personnel reviewed the proposals and Greer's Repair and Welding, Inc. was ranked the most responsive.

Mr. Encinias requested authorization to enter into negotiations and execute a Professional Services Agreement with Greer's Repair and Welding, Inc., for heavy equipment diesel and light-duty mechanical services for San Miguel County, and motion approving said request made by Commissioner Marcellino Ortiz. The motion was seconded by Commissioner June Garcia and passed.

5. BUDGET ADJUSTMENT RESOLUTION 2010-08-24-F1

Finance Division Supervisor Melinda Gonzales advised the Commission that the County is required to obtain permission from the State Fire Marshal's Division to carryover and budget any State allotment funds not spend in the prior year. The State Fire Marshal's Division has granted such approval of State allotment carryovers totaling \$1,010,622.89. The letter enumerates the allowed purposes and expenditure of the funds.

Ms. Gonzales stated that the list attached to the Resolution indicates the purposes for which the funds may be expended.

Commissioner Leger asked if the funds were at risk if not expended, and Ms. Gonzales answered that such was a possibility, which is part of the reason why the funds need to be reported to the Fire Marshal's Office for the intended use.

Commissioner Leger asked what could be done to assure that these funds are not lost and Ms. Gonzales advised that she would ask Fire Chief Russell Pacheco to keep the State Fire Marshal's office involved so that the funds are not lost.

Motion to approve Budget Adjustment Resolution No. 2010-08-24-F1 by Commissioner Marcellino Ortiz. Second by Commissioner June Garcia. Motion carried.

County Manager Les Montoya made some announcements to the Commission and distributed a brochure from the Mayor with information for the 175 year celebration of the founding of Las Vegas, and the Mayor's charity ball.

Finance Supervisor Melinda Gonzales informed the Commission of upcoming mil levies as announced by DFA, and advised that action concerning same would need to be taken by the Commission at a later meeting.

ADJOURNMENT

Motion to adjourn by Commissioner Albert Padilla. Second by Commissioner Marcellino Ortiz. Motion carried.

The meeting ended at 11:52 A.M

Approved this _____ day of _____, 2010 as the Official Minutes of the Board of County Commissioners of San Miguel County, New Mexico, of the Special Meeting held August 24, 2010.

David R. Salazar, Chairman

June J. Garcia, Vice-Chair

Nicolas T. Leger, Commissioner

Marcellino A. Ortiz, Commissioner

Albert J. Padilla, Commissioner

ATTEST

Melanie Y. Rivera, County Clerk

Minutes Submitted by Javier L. Lopez