

**MINUTES OF THE REGULAR MONTHLY MEETING  
OF THE BOARD OF COUNTY COMMISSIONERS OF  
SAN MIGUEL COUNTY, NEW MEXICO,  
HELD TUESDAY, FEBRUARY 12, 2013, BEGINNING AT 1:30 P.M.**

**CALL TO ORDER AND ROLL CALL**

Chairman Nicolas T. Leger called the meeting to order at 1:30 p.m., at the Commission chambers on the 2<sup>nd</sup> floor of the San Miguel County Courthouse. Upon a call of the roll by the Clerk, all five County Commissioners were present, and a quorum was duly established and noted as follows: Chairman Nicolas T. Leger, Vice Chairman Ron R. Ortega, and Commissioners Marcellino A. Ortiz, Arthur J. Padilla and Gilbert J. B. Sena.

**PLEDGE OF ALLEGIANCE AND SALUTATION OF THE NM FLAG**

Joined by staff and all in attendance, the Commissioners pledged allegiance to the U.S. flag and offered their salutation to the NM state flag.

**APPROVAL OF MINUTES**

Upon a motion by Commissioner Ortiz, and a second by Padilla, the Commission approved the minutes of its regular monthly meeting held January 08, 2013; and upon a motion by Commissioner Padilla and a second by Vice Chairman Ortega, the Commission approved the minutes of its special meeting/public hearing (oil and gas ordinance forum) held January 10, 2013; and upon a motion by Commissioner Padilla and a second by Commissioner Ortiz, the Commission approved the minutes of its special meeting (inspection of jail) held January 29, 2013, Vice Chairman Ortega abstaining in the latter matter, noting he did not attend the jail inspection. ***[Unless otherwise indicated, minutes are approved without change, correction or revision.]***

**APPROVAL OF AGENDA**

Upon the recommendation of County Manager Les Montoya, Commissioner Padilla moved and Vice Chairman Ortega seconded, approval of the Agenda. ***[Unless otherwise indicated, the meeting agenda is approved without change or deletion.]***

***(ALL MOTIONS MADE AND SECONDED ARE DULY APPROVED AND ADOPTED WITHOUT FURTHER INDICATION OF SAID ACTION; AND ALL FORMAL ACTION IS BY UNANIMOUS VOICE VOTE, UNLESS OTHERWISE INDICATED.)***

## **PUBLIC INPUT FORUM**

The following persons addressed the Commission, all speaking relative the formulation of an ordinance relating to oil and gas, and expressing their opposition to hydraulic fracturing (fracking): Bernard Shaw, Apple Blossom, Miguel Angel, John Bish, Clem Wilkes and Paula Hern.

## **INTRODUCTION OF NEW EMPLOYEE(S)**

The County Manager introduced newly-hired county employees Rosalie Martinez (DWI Prevention Specialist), and Lynette Vincent (DWI Administrative Assistant), both of whom were present and welcomed by the Commission.

## **PRESENTATIONS**

Three presentations were made to the Commission, as follows:

Anna Lujan, Program Manager for the District Court, made her progress report.

Andres Martinez, Chief of the Gallinas Volunteer Fire Department, made a presentation concerning the activities and progress in the Department, and was introduced by Vice Chairman Ortega, who commended Martinez and the entire Department for their hard work and achievements.

County Assessor Elaine Estrada presented an appraiser certificate to Mario Gutierrez of her office, lauding him for his achievement; and Estrada was followed by Gutierrez, who thanked everyone for their support, and was commended by the Commission.

## **AT 2:25 P.M., THE COMMISSION CONVENED AS THE SAN MIGUEL COUNTY BOARD OF FINANCE, AS FOLLOWS:**

### **ITEM 1: COUNTY TREASURER'S MONTHLY REPORT**

County Treasurer Bertha Bustamante and her Chief Deputy, Arturo Marlow, made presentations to the Commission, reporting generally concerning property tax

collections and operations in the Treasurer's office, and answered questions propounded by Commissioners.

## **ITEM 2: FISCAL YEAR 2011/2012 AUDIT REPORT**

Upon an introduction by County Finance Supervisor Melinda Gonzales, auditor Georgie Ortiz of CliftonLarsonAllen (the auditing firm which conducted the County's FY 2011-2012 audit), made a presentation to the Commission. Ortiz reported that the audit resulted in a "clean opinion," which is the best that can be reported, and that the County's financial statements are in good order.

Chairman Leger thanked Ortiz, and commended Ms. Gonzales and her staff for the good work of the Finance Department. In turn, County Manager Les Montoya thanked the Commission for its leadership, which allows all staff to do their jobs well.

## **ITEM 3: NMFA LOAN FOR SAPELLO VOLUNTEER FIRE DEPARTMENT**

Finance Supervisor Gonzales reported that the San Ignacio Fire Station was constructed at a substantially lower cost than earmarked, and that the remaining proceeds (\$165,679.62) from the loan authorized for the project by the NM Finance Authority, will be utilized for equipment for the new fire station – upon approval by the NMFA, expected in March, 2013. (Gonzales indicated that no action by the Commission was necessary in the matter, and the Commission indicated concurrence with the use of the remaining funds, as reported by Gonzales.)

## **ITEM 4: APPROVAL OF INDIGENT CLAIMS/PAYMENTS (ALTA VISTA HOSP.)**

Upon a presentation and recommendation by Finance Supervisor Melinda Gonzales, Commissioner Padilla moved and Vice Chairman Ortega seconded, approval of indigent fund payments to Alta Vista Regional Hospital in the amount of \$22,133.66; Gonzales certifying that all claims recommended for approval met eligibility requirements and otherwise qualified for payment under the County's Indigent Fund guidelines.

## **ITEM 5: INDIGENT BURIAL PAYMENT CLAIM TO ROGERS MORTUARY**

Upon a presentation and recommendation of Finance Supervisor Melinda Gonzales, Commissioner Ortiz moved and Commissioner Padilla seconded, approval of a maximum payment of \$1,200.00 to Roger's Mortuary, for an indigent burial, as provided and allowed by law.

#### **ITEM 6: FY 2013/14 SOLE COMMUNITY PROVIDER FUNDING/ALTA VISTA HOSP.**

Upon a presentation and recommendation by Finance Supervisor Gonzales, Commissioner Padilla moved and Commissioner Ortiz seconded, approval of \$409,986.15 in Sole Community Provider Funds to Alta Vista Regional Hospital, for FY 2013-2014, both Gonzales and the Commission noting that the actual projected out-of-pocket county payment to the Hospital will be between \$102,496.53 and \$136,525.39.

Whereupon Gonzales introduced Kathleen Cayhill, the new CEO for Alta Vista Hospital, and Leonard Tapia, the Hospital's CFO, both of whom addressed the Commission, with Cahill providing an informative active and slide presentation concerning the Hospital's activities and future plans. Both answered questions from Commissioners, Cayhill informing Chairman Leger that the Hospital has recognized the labor union, and negotiations will soon begin; informing Commissioner Padilla that the Hospital is working on lessening the waiting time for ER patients; informing Vice Chairman Ortega that retaining staff is a high priority at the Hospital; and informing Commissioner Sena that staff recruitment is also a priority, Cayhill noting that "it is easier to retain good people, than to find good people."

Vice Chairman Ortega then informed Cayhill and Tapia, and the Commission, that his mother was recently a patient at Alta Vista Hospital, and that her treatment there was exemplary, and he thanked and commended the Hospital administrators.

#### **ITEM 7: FY 2013/14 SOLE COMMUNITY PROVIDER FUNDING/CHRISTUS ST. V.**

Upon a presentation and recommendation by Finance Supervisor Gonzales, Vice Chairman Ortega moved and Commissioner Padilla seconded, approval of \$175,409.85 in Sole Community Provider Funds to Christus St. Vincent Hospital in Santa Fe, for FY 2013-2014, both Gonzales and the Commission noting that the actual projected out-of-pocket county payment to the Hospital will be between \$43,852.46 and \$58,412.00.

Whereupon Gonzales introduced Alex Valdez, CEO at Christus St. Vincent. Valdez made a presentation to the Commission and also answered questions, informing Chairman Leger that the Hospital works diligently to accommodate the SMC patients with their forms and paperwork. (Valdez also recognized Pablo Sedillo, who will act as liaison for the Hospital with public and private agencies in the Hospital's region of service.)

Vice Chairman Ortega informed Valdez, and the Commission, that after his mother's stay at Alta Vista Hospital, as noted above, she was transferred to Christus St. Vincent, and that her treatment there was also exemplary, and he thanked and commended Valdez, especially for the Hospital's communications/relations outreach.

#### **ITEM 8: APPROVAL OF RES. MODIFYING NAME AND USE OF FUND 906**

Upon the recommendation of Finance Supervisor Gonzales, Commissioner Padilla moved and Commissioner Ortiz seconded, modifying the name and use of Fund 906, from the Tecolote Roadway Improvement Project (closed in FY11/12), to the new, on-going Sabinoso Roadway Improvement Project.

**ITEM 9: APPROVAL OF ACCOUNTS PAYABLE/2013-7-1 THROUGH 2013-7-561**

Upon a motion by Vice Chairman Ortega and a second by Commissioner Padilla, the Commission approved the County's disbursements as recommended by Finance Supervisor Gonzales, inclusive of Items 2013-7-1 through 2013-7-561, who certifies in the corresponding written document that all disbursements are lawful and proper.

**HAVING CONCLUDED ITS BUSINESS AS THE  
COUNTY BOARD OF FINANCE, AT 3:35 P.M. THE COMMISSION  
PROCEEDED TO REGULAR ORDER, AS FOLLOWS:**

**ITEM 10: APPROVAL OF RESOLUTION NO. 02-12-13-P&Z, PROPOSING  
ADOPTION AND ADOPTING ORDINANCE NO. 02-12-13-OIL AND GAS  
MORATORIUM, IMPOSING AND EXTENDING FOR ANOTHER EIGHT MONTHS A  
MORATORIUM ON OIL AND GAS EXPLORTION, DRILLING AND EXTRACTION**

Upon a presentation by Planning & Zoning Supervisor Alex Gonzales, and prefatory remarks by Chairman Leger, Commissioner Padilla moved and Commissioner Ortiz seconded, approval of Resolution 02-12-13-P&Z, proposing adoption AND ADOPTING Ordinance No. 02-12-13-OIL AND GAS MORATORIUM, imposing and extending for another eight months a moratorium on oil and gas exploration, drilling and extraction in San Miguel County, Chairman Leger noting that today's action is undertaken as an emergency measure as noted in the Resolution and Ordinance, and that the Ordinance will then come-on for public hearing at the March 12, 2013, meeting of the Commission, after notice and hearing as provided by law.

Whereupon, Chairman Leger asked that the Clerk call the roll of the Commission on the aforesaid motion and second by Commissioners Padilla and Ortiz, and upon a call of the roll, all five Commissioners voted in the affirmative, and the aforesaid Resolution and Ordinance were duly approved, adopted and ordained by unanimous vote of the County Commission.

**ITEM 11: APPOINTMENT OF COUNTY BOARD OF REGISTRATION**

Upon the recommendation of County Clerk Melanie Y. Rivera, Commissioner Ortiz moved and Vice Chairman Ortega seconded, appointment of Carla Arellanes and Lindsay Cabazos (Democrats), and Michael Spivey and Rey Herrera (Republicans) as members of the SMC Board of Registration.

**ITEM 12: APPOINTMENT OF COMM. TO CITY-COUNTY ETZ AUTHORITY**

Upon a presentation by Planning & Zoning Supervisor Alex Tafoya, Vice Chairman Ortega moved and Commissioner Ortiz seconded, designation of Commissioner Arthur J. Padilla as the Commission's/County's representative on the Las Vegas/San Miguel County Extra-Territorial Zoning Authority.

**ITEM 13: APPOINTMENTS TO SMC PLANNING & ZONING COMMISSION**

Upon a presentation by Planning & Zoning Supervisor Tafoya, Commissioner Padilla moved and Commissioner Ortiz seconded, the appointment and designation of Richard Rivera, Janice Varela and Ernesto Varela to the San Miguel County Planning and Zoning Commission.

**ITEM 14: 2014 LG ROAD FUND PROJECT REQUESTS TO NM DOT**

Upon a presentation by Public Works Foreman Harold Garcia and County Manager Les Montoya, Vice Chairman Ortega moved and Commissioner Padilla seconded, approval of the following three road projects for submission as the County's 2014 funding request under the Local Government Road Fund: (1) Sapello (La Tewa), as a school bus route, in the amount of \$132,991.08, (2) La Liendre, as a co-op project, in the amount of \$107,689.29, and (3) Gonzales Ranch roads/Sacatosa, as a county arterial, in the amount of \$131,235.73.

**ITEM 15: APPROVAL AND EXECUTION OF WARRANTY DEED FOR ROWE FIRE D.**

Upon a presentation by County Fire Chief Russell Pacheco, Commissioner Ortiz moved and Commissioner Sena seconded, approval and execution of warranty deed from Board of County Commissioner of San Miguel County to Board of County Commissioner of San Miguel, for Rowe Fire Station property.

[During consideration and action on this Item, Vice Chairman Ortega was temporarily absent from the Commission chambers, and did not participate.]

**ITEM 16: APPROVAL OF EMS FUND APPLICATION FOR THREE FIRE DISTRICTS**

Upon a presentation by Fire Chief Pacheco, Commissioner Padilla moved and Commissioner Sena seconded, approval of EMS funding applications for FY 14, for Conchas, Cabo Lucero and Sapello/Rociada fire districts.

[Vice Chairman Ortega returned to the Commission chambers during consideration of this Item, at 4:49 p.m.]

**ITEM 17: EXTENSION OF CONTRACT FOR PROPANE SERV./FIRE DISTRICTS**

Upon a presentation by Fire Chief Pacheco, Commissioner Sena moved and Commissioner Padilla seconded, approval of contract renewal with Northern New

Mexico Gas, for propane service to SMC fire districts, at the price of \$1.685 per gallon, for the period from January 01, 2013, through December 31, 2013.

**ITEM 18: RENEWAL OF CONTRACT WITH TRANE FOR HVAC SERVICES**

Public Works Foreman Harold Garcia presented this Item and informed the Commission that the County has made a written determination that this procurement qualifies as a sole source procurement under Section 13-1-126 of the NM Procurement Code, and should be awarded accordingly. Whereupon Vice Chairman Ortega moved and Commissioner Ortiz seconded, approval of contract extension with Trane for HVAC services, for a period of one year, as a sole source procurement as aforesaid.

**ITEM 19: PLUMBING SERV. AGREEMENT WITH JEFFREY'S PLUMBING SERVICE**

Upon the recommendation of Public Works Foreman Garcia, Commissioner Padilla moved and Vice Chairman Ortega seconded, approval of third one-year renewal of plumbing services agreement with Jeffrey's Plumbing, beginning February 13, 2013, through November 30, 2013. (Vice Chairman Ortega asked Garcia why this matter was delayed for renewal, inasmuch as the agreement expired November 30, 2012; Garcia answered that it was an oversight on his part, and Vice Chairman Ortega commended Garcia for his candor.)

**ITEM 20: APPROVAL OF COUNTY ROAD LOG/SUBMISSION TO NMDOT**

Upon a presentation by and recommendation from Public Works Foreman Garcia, Vice Chairman Ortega moved and Commissioner Ortiz seconded, both approval and submission (to DOT) of the County's Road Log for 2013. (Garcia noted that the correct total mileage will appear in the Log submitted to DOT, and that County Road 10G, noted by Chairman Leger, will be included.)

**ITEM 21: APPROVAL OF STIP RESOLUTION FOR SUBMISSION TO NMDOT**

Upon a presentation by and recommendation from Public Works Foreman Garcia, Commissioner Padilla moved and Commissioner Sena seconded, approval of Resolution No. 02-12-13-NERTPO-PW, for participation in the federally funded surface transportation improvement program (STIP) for county public works projects.

Whereupon a discussion ensued concerning the correct county match for participation in the federally funded program, Vice Chairman Ortega asking for clarification between what appears in the Commissioners' packet, and the presentation made by Garcia. Upon clarification from both Garcia and Finance Supervisor Gonzales, it was made clear that the federal portion under the aforesaid Resolution will be 85.44%, and the County's match will be 14.56% (\$17,893.26), and that the Resolution will reflect the foregoing correct match amounts. (Upon inquiry from Commissioner Ortiz, County Manager Montoya informed the Commission that projects for STIP funding are determined by staff based on need and viability.)

***(AS NOTED AT THE INCEPTION OF THE MINUTES, UNDER APPROVAL OF AGENDA, ALL MOTIONS MADE AND SECONDED ARE DULY APPROVED AND ADOPTED, WITHOUT FURTHER INDICATION OF SAID ACTION; AND ALL FORMAL ACTION IS BY UNANIMOUS VOICE VOTE, UNLESS OTHERWISE INDICATED.)***

**ITEM 22: APPROVAL OF DWI FY 2013-14 PROPOSED BUDGET APPLICATION**

[During consideration of this Item, at 4:10 p.m., Chairman Leger absented himself temporarily, and Vice Chairman Ortega took-up the gavel as presiding officer.]

Upon a presentation by DWI Coordinator Wendy Armijo, Commissioner Padilla moved and Commissioner Ortiz seconded, approval of DWI Project application for FY 13-14, in the amount of \$192,786.

**ITEM 23: APPROVAL OF DWI APPLICATION FOR GRANT DISTRIBUTION FUNDS**

Upon a presentation by DWI Coordinator Armijo, Commissioner Padilla moved and Commissioner Ortiz seconded, approval of Resolution 02-12-13-DWI, for submission of application seeking participation by SMC in the Local Government Division Grant and Distribution Program for FY 13-14.

**ITEM 24: APPROVAL OF DWI PROGRAM STATEMENT OF ASSURANCES**

Upon a presentation by DWI Coordinator Armijo, Commissioner Padilla moved and Commissioner Sena seconded, approval of Statement of Assurances (that County will comply with all applicable laws, rules and regulation) from the County for administration of the DWI program, as required by the Application approved under Item 22 above.

**ITEM 25: APPROVAL OF MOU/DWI PROGRAM-NM DEPT. OF FIN. & ADMIN.**

Upon a presentation by DWI Coordinator Armijo, Commissioner Padilla moved and Commissioner Ortiz seconded, approval of MOU between SMC and DFA, relating to the County's assurance that it will comply with all applicable confidentiality laws, rules and regulations in administering the DWI program, as required by the Application approved under Item 22 above.

**ITEM 26: APPROVAL OF DWI STATEMENT OF ASSURANCES (NMDOH)**

Upon a presentation by DWI Coordinator Armijo, Commissioner Padilla moved and Commissioner Sena seconded, approval of Cooperative Agreement relating to health assurances, with the NM Department of Health, assuring that the County will comply with all applicable laws, rules and regulations in the administration of the DWI program, as required by the Application approved under Item 22 above.

[At 4:25 p.m. Chairman Leger returned to the Commission chambers.]

**ITEM 27: RESOLUTION FOR INCREASED LEGISLATIVE FUNDS FOR DWI PROGS.**

Upon a presentation by DWI Coordinator Armijo, Chairman Leger moved and Commissioner Padilla seconded, approval of Resolution 02-12-13-DWI-2, supporting Legislative initiatives to increase funding for DWI prevention programs.

[At 4:35 p.m., having returned to the Commission chambers as noted above, Chairman Leger resumed his duties as presiding officer.]

**ITEM 28: MOA/DWI PLANNING COUNCIL AND LAS VEGAS POLICE DEPART.**

Upon a presentation by DWI Coordinator Armijo, Vice Chairman Ortega moved and Commissioner Ortiz seconded, approval of MOA between the SMC DWI Planning Council and the Las Vegas Police Department, for the latter's DWI enforcement activities as specified in the MOA.

**ITEM 29: AUTHORIZATION FOR EMS NEGOTIATION WITH WITT ASSOCIATES**

Upon a presentation from and recommendation by EMS Manager Dennis English, Commissioner Ortiz moved and Commissioner Sena seconded, approval to allow staff to negotiate for professional services with Witt Associates, for completion of the County's All-Hazards Multi-Jurisdictional Mitigation Plan. (English informed the Commission that of the three proposals submitted, Witt's was deemed the most responsible and advantageous to the County, and negotiations are, therefore, allowed under the Procurement Code.)

**ITEM 30: APPROVAL OF INVITATION FOR BIDS/LVPD BACK-UP GENERATOR**

Upon the recommendation of EMS Manager English, Vice Chairman Ortega moved and Commissioner Ortiz seconded, approval to allow staff to issue an invitation for bids for a back-up generator for the Las Vegas Police Department.

**ITEM 31: OUT-OF-STATE TRAVEL REQUEST/P&Z EMPLOYEE MICHAEL GARCIA**

Upon the recommendation of Planning & Zoning Supervisor Tafoya, Commissioner Padilla moved and Commissioner Sena seconded, approval of out-of-state travel for P&Z employee Michael Garcia, to Emmitsburg, Maryland, from March 11 to 14, 2013, for FEMA training.

**ITEM 32: PUBLIC WORKS DIVISION REPORT FOR JANUARY, 2013**

County Road Foreman Daniel Encinias stood for questions concerning his monthly report, and Commissioners had no questions, but both Chairman Leger and Vice

Chairman Ortega offered their commendations to Encinias, each noting that work is progressing well in his Department, and that they had not recently received telephone calls relating to road issues or complaints. (Encinias also invited Vice Chairman Ortega to accompany staff anytime on the solid waste pick-up route.)

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**ITEM 33: APPROVAL OF PERSONNEL CHANGES FOR JANUARY, 2013**

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Upon a presentation by Human Resources Supervisor Kiki Arellano, Commissioner Padilla moved and Vice Chairman Ortega seconded, approval of personnel actions and changes for January, 2013. (Upon inquiry from Chairman Leger, Arellano indicated there was unexpected turnover in personnel at the Detention Center recently.)

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**ITEM 34: APPROVAL OF EMPLOYMENT/EMS NIMS COORDINATOR**

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Upon the recommendation of EMS Manager English and County Manager Montoya, Commissioner Padilla moved and Commissioner Sena seconded, approval of employment of Kurt N. Parkinson as National Incident Management Systems Coordinator with EMS, as a probationary employee, effective February 19, 2013, at a salary of \$28,875.00.

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**ITEM 35: APPROVAL OF EMPLOYMENT/DWI PREV.SPECIALIST/TRACKER**

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Upon the recommendation of DWI Coordinator Armijo and County Manager Montoya, Commissioner Ortiz moved and Commissioner Sena seconded, approval of employment of Diane L Ortiz as DWI Prevention Specialist/Tracker, as a probationary employee, effective March 04, 2013, at a salary of \$27,664.00.

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**ITEM 36: APPROVAL OF EMPLOYMENT/INFORMATION TECH. SUPERVISOR**

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Upon the recommendation of the County Manager, Commissioner Padilla moved and Vice Chairman Ortega seconded, approval of employment of John Tiernan as Information Technician Supervisor, as an exempt employee, effective February 18, 2013, at a salary of \$56,000.00.

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**ITEM 37: APPROVAL OF EMPLOYMENT/DETENTION OFFICER**

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Upon the recommendation of Warden Patrick W. Snedeker and the County Manager, Commissioner Padilla moved and Commissioner Sena seconded, approval and ratification of employment of Alfred Apodaca as a detention officer, as a probationary employee, effective January 14, 2013, at a salary of \$20,900.00.

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**ITEM 38: APPROVAL OF EMPLOYMENT/CONVENIENCE CENTER OPERATOR**

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Upon the recommendation of Public Works Foreman Garcia and the County Manager, Vice Chairman Ortega moved and Commissioner Ortiz seconded, approval of employment of Jarrod C. Phillips as convenience center operator, as a probationary

employee, effective February 19, 2013, at a salary of \$16,150.00. (Garcia noted that Phillips will be assigned to the Bernal convenience center.)

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**HAVING CONCLUDED THE FOREGOING REGULAR ORDER, THE COUNTY MANAGER RECOMMENDED THAT THE COMMISSION RETIRE INTO EXECUTIVE/CLOSED SESSION TO CONSIDER THE FOLLOWING MATTERS:**

Personnel matters, matters subject to the attorney client privilege pertaining to threatened or pending litigation in which SMC is or may become a participant, matters pertaining to the discussion of the acquisition or disposal of real property, and matters pertaining to the discussion of bargaining strategy preliminary to collective bargaining negotiations, all as permitted by Section 10-15-1(H)(2), (5), (7) and (8) of the Open Meetings Act, NMSA 1978, as amended.

Whereupon, at **4:54 p.m.**, Commissioner Padilla moved and Vice Chairman Ortega seconded, that the Commission retire into executive/closed session to consider the matters noted and recommended by the County Manager, as particularized above. Upon a call of the roll by the Clerk, all five Commissioners answered in the affirmative on the motion to retire into executive/closed session, and the Commission proceeded to close the meeting as permitted by law.

At **6:17 p.m.**, Commissioner Ortiz moved and Commissioner Padilla seconded, that the Commission reconvene in public session, and the motion carried. Whereupon Chairman Leger noted for the record that the Commission considered and discussed in executive/closed session only those matters and subjects for which the motion for closure was made.

There being no further business to come before the Commission, and no person seeking recognition by the Commission, at **6:19 p.m.** Commissioner Ortiz moved and Commissioner Padilla seconded, adjournment of the meeting, the motion carried and the meeting was duly adjourned.

**MOVED, SECONDED AND ADOPTED** this 12<sup>th</sup> day of March, 2013, by the Board of County Commissioners of San Miguel County, New Mexico, as the official minutes of its regular monthly meeting held February 12, 2013.

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Nicolas T. Leger, Chairman

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Ron R. Ortega, Vice Chairman

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Marcellino A. Ortiz, Member

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Arthur J. Padilla, Member

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Gilbert J. B. Sena, Member

ATTEST:

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Melanie Y. Rivera  
San Miguel County Clerk

( S E A L )