

**MINUTES OF THE SPECIAL MEETING OF THE BOARD OF COUNTY  
COMMISSIONERS OF SAN MIGUEL COUNTY, NEW MEXICO HELD TUESDAY,  
JULY 2, 2013, BEGINNING AT 9:00 AM**

**CALL TO ORDER AND ROLL CALL**

Chairman Nicolas T. Leger called the meeting to order at 9:00 am, at the Commission chambers on the 2<sup>nd</sup> floor of the San Miguel County Courthouse. Upon a call of the roll call all five commissioners were present and a quorum was duly established and noted as follows: Chairman Nicolas T. Leger, Vice Chairman Ron Ro. 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.

**MOMENT OF SILENCE**

Commissioner Ortega requested a moment of silence for the firefighters who died.

**APPROVAL OF AGENDA**

Agenda was approved as presented, there were no additions or deletions. Commissioner Padilla moved and Commissioner Ortiz seconded, approval of the Agenda as presented. Motion was carried unanimously.

**ITEM 1: SAN MIGUEL COUNTY MANGAGER RECOMMENDATION TO APPROVE THE RATIFIED AGREEMENT BETWEEN SAN MIGUEL COUNTY AND AFSCME COUNCIL 18.**

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Kiki Arellano, Human Resource Supervisor presented the changes to the Union Contract. Article 28 allowed negotiations to reopen regarding Article 9 (Compensation), plus up to two other articles. She informed the Commission that the negotiating team consisted of Antonio Padilla, Theodore Carr, Melinda Gonzales, Dina Holcomb and herself.

Ms. Arellano proceeded to inform the Commission of the changes to the existing contract.

Article 9 was negotiated as follows. Effective the first full pay period following ratification and signature of the this agreement, or resolution of impasse, whichever is later, employees in the bargaining unit as of April 1, 2013, will receive three percent (3%) increase to the regular hourly rate of pay for Fiscal Year 2014. In this case the raises will take effect the pay period beginning July 5, 2013.

Article 13 was also re-negotiated to allow employees to submit a written rebuttal to the written reprimand within fourteen (14) calendar days of receipt of the reprimand. Such written rebuttal will be attached to the written reprimand in the personnel file.

A new item was brought up by the union regarding call back pay, but was withdrawn by the union during the negotiations.

Chairman Leger asked Ms. Arellano if the raises were the same amount that the other non-union employees received. Ms. Arellano indicated this was the case.

Chairman Leger asked how many of the union members were dues paying members. Ms. Arellano indicated roughly 9 people are paying dues.

Commissioner Ortega wanted to ensure that the documents were reviewed and approved by our attorney. Ms. Arellano indicated that it was reviewed by our attorney, Dina Holcomb, who was also in attendance during the negotiations.

Sheriff Vigil asked if it was mandatory for his staff to be part of the union. It was explained that the people in union positions are automatically part of the union once they complete their probationary period. However, they employee has a right to be dues paying members or not.

Motion was made by Commissioner Padilla to approve the ratified agreement. A second was made by Commissioner Ortega. The motion was carried unanimously.

## **ITEM 2: FUNDS FROM THE UNITED STATES MARSHALS SERVICE**

Sheriff Vigil asked the commission to approve a grant in the amount of \$1,368. These funds need to be spent by the end of August. This money is to be used to monitor the nine sex offenders in our area and the money will be used towards overtime for this purpose.

Motion was made by Commissioner Padilla to accept the funding. A second was made by Commissioner Sena. The motion was carried unanimously.

There being no further business to come before the Commission, and no person seeking recognition by the Commission, at 9:20 am, Commissioner Padilla moved and Commissioner Ortiz seconded, adjournment of the meeting, the motion carried and the meeting was duly adjourned.

MOVED, SECONDED AND ADOPTED this 2<sup>nd</sup> day of July 2013, the Board of County Commissioners of San Miguel County, New Mexico as the official minutes of the special meeting held on July 2, 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

(SEAL)