

**REGULAR MEETING
MAY 8, 2007
MINUTES**

The Board of County Commissioners of San Miguel County held a Regular Meeting and a County Finance Meeting on Tuesday May 8, 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. 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:

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

APPROVAL OF MINUTES: Regular Meeting April 10, 2007, Special Meeting April 17, 2007.*

Motion made by Commissioner David R. Salazar to approve the minutes for the Regular Meeting. Held on April 10, 2007. Second by Commissioner June J. Garcia. Motion carried.

Motion made by Vice-Chairman Kenneth C. Medina to approve the minutes for the Special Meeting held on April 17, 2007. Second by Commissioner Albert J. Padilla. Motion carried.

INTRODUCTION OF NEW EMPLOYEES:

April Varela (Probationary Employee)	Administrative Assistant	Fire Safety Division
Alecia Rodriguez (Probationary Employee)	DWI Prevention Specialist	DWI Division
Juan Vigil (Probationary Employee)	Equipment Operator III	Public Works Division
Ernesto Salazar (Casual Employee)	Equipment Operator I	Public Works Division

Presentation by Leroy Garcia with update's on the Grip II program.

NEW BUSINESS:

1. COUNTY TREASURER'S MONTHLY REPORT*

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

No action taken; for information only.

2. RATIFICATION ON THE 2007 EL VALLE DE SAN MIGUEL FLYING DIAMOND SCHOLARSHIP RECIPIENTS*

County Manager Les Montoya informed the Commission of the El Valle de San Miguel Flying Diamond Scholarship was announced on March 16, 2007 with a deadline of April 23, 2007. Twenty-seven applicants were received. The El Valle de San Miguel Flying Diamond Scholarship Committee met on April 26, 2007 to review the applications consistent with the Scholarship Application Guidelines and out of twenty-seven applicants twenty-five of them met the requirement and criteria of the guidelines and due to the increase of applications this year the Scholarship Committee is recommending that twenty-five out of twenty-seven that were received 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 2007 and another \$400.00 for the spring semester of 2008. Below is the list of names of recipients being recognized for the 2007 El Valle de San Miguel Flying Diamond Scholarship.

- | | | |
|------------------------|---------------------------|------------------------|
| 1. Lee Ann Rivera | 11. Samantha Perea | 21. Michael Montoya |
| 2. Jerome Romero | 12. Brianna Rivera | 22. Janet Ulibarri |
| 3. Lisa Vigil | 13. Miranda Lynn Vigil | 23. Anita Lopez |
| 4. Michael Scott Vigil | 14. Justin Trujillo | 24. Fabian Montano |
| 5. Amanda L. Gallegos | 15. Christopher A. Rivera | 25. Amanda M. Gallegos |
| 6. Christian Gallegos | 16. Vanessa Benavidez | |
| 7. Noel Baca | 17. Gerald Ulibarri | |
| 8. Estrella Lucero | 18. Michael Ortiz | |
| 9. Krystal Gutierrez | 19. Diego A. Salazar | |
| 10. Esperanza Lucero | 20. Elaina Sanchez | |

No action taken, for information only.

3. RESOLUTION OPPOSING PETITION; WQCC 06-09 TO NOMINATE THE WATERS OF THE INVENTORIED ROADLESS AREAS OF THE PECOS WATERSHED AS OUT STANDING NATIONAL RESOURCE WATERS*

County Manager Les Montoya informed the Commission that during the March 2007 Commission Meeting, the Forest Guardians presented a resolution in support of said action. County residents opposed to the proposal have submitted a resolution opposing action.

Mr. Eric Roybal informed the Commission of the problems that could happen if the Commission would approve the resolution that was presented at the March 2007 Commission Meeting.

Mr. James Atencio one of the many residents to be effected opposed the Forest Guardians resolution. He expressed concern for future cattle grazing in that area.

Mr. Roybal submitted for approval Resolution No. 05-08-2007-CM opposing the Forest Guardian invitation.

Motion made by Commissioner David R. Salazar to approve Resolution No. 05-08-2007-CM. Second by Commissioner Albert J. Padilla. Motion carried.

4. **RESOLUTION NO. 05-08-07-SMC-LEDA, PROPOSING THE ADOPTION OF AN ORDINANCE ADOPTING AN ECONOMIC DEVELOPMENT PLAN PURSUANT TO THE LOCAL ECONOMIC DEVELOPMENT ACT, ESTABLISHING APPLICATION REQUIRMENTS, AND AUTHORIZING SAN MIGUEL COUNTY TO ENTER INTO JOINT POWER AGREEMENTS WITH LOCAL GOVERNMENT ENTITIES AND DEVELOPMENT AGREEMENTS WITH NON-PROFIT ENTITIES. (THE TITLE AND A GENERAL SUMMARY OF THE PROPOSED ORDINANCE WILL BE PUBLISHED AS REQUIRED BY LAW, AND AFTER CONDUCTING A PUBLIC HEARING AT THE JUNE 12 REGULAR MONTHLY MEETING, THE COUNTY COMMISSION MAY ADOPT THE ORDINANCE AT THAT TIME).***

County Manager Les Montoya and County Attorney Jesus L. Lopez informed the Commission Local Economic Development Act requires the proposed ordinance be adopted before the County may act to adopt a Development Agreement with the Las Vegas/ San Miguel County Economic Development Corporation, or otherwise implement the purposes of the LEDA regarding the Medite Property. (The Development Agreement was discussed at length by the County Commission at its Special Meeting held on April 17, 2007 at the County Manager's conference room).

Mr. Montoya submitted for approval Resolution No. 05-08-07-SMC-LEDA proposing the adoption of the aforesaid ordinance at the June 12, 2007 Regular Meeting.

Motion made by Vice-Chairman Kenneth C. Medina to approve Resolution No. 05-08-07-SMC-LEDA. Second by Commissioner June J. Garcia. Motion carried.

5. **DISCUSSION OF RULES AND RELATING TO PARLIAMENTARY PROCEDURE, AS IT PERTAINS TO COUNTY COMMISSION MEETINGS.***

County Manager Les Montoya informed the Commission that Chairman Hugh Ley would like to discuss the information of parliamentary procedure that would apply to the Board of County Commissioners when holding County Commission Meetings.

Mr. Montoya wanted to discuss the proposal by Chairman Ley and obtain direction to develop such rules and procedures.

Motion made by Chairman Hugh H. Ley to table the item at this time, and have Mr. Lopez and County Manager proposed rules and procedures in a draft form to present at the next meeting.

6. JOB DESCRIPTION FOR BUREAU OF ELECTIONS SUPERVISOR*

Chief Deputy Melanie Rivera informed the Commission that the State Legislature recently funded a position to establish a Bureau of Elections Division within the County Clerk's Office. This Job description is for the Bureau of Elections Supervisor.

Ms. Rivera Submitted for approval that new job description for the Bureau of Election Supervisor.

Motion made by Commissioner June J. Garcia to approve the job description for the Bureau of Elections Supervisor. Second by Vice-Chairman Kenneth C. Medina. Motion carried.

7. NM AGING LONG-TERM SERVICES DEPARTMENT CONTRACT NO. 2007-2428 (\$96,000.00)*

Planning and Zoning Supervisor Alex Tafoya informed the Commission that San Miguel County serves as fiscal agent and grant administrator for certain NM Aging and Long-Term Services Department contracts for the Senior Citizens Centers within the County. San Miguel County has received Contract No. 2007-2428 which provides \$ 96,000.00 to purchase and install meals equipment for the Las Vegas/ San Miguel Senior Centers located in San Miguel County. In order to access the funds it is necessary to review and accept the contract.

Mr. Tafoya submitted for review and approval Contract No. 2007-2428, authorizing Commission Chairman Hugh H. Ley to sign the Contract.

Motion made by Commissioner David R. Salazar to approve NM Aging and Long-Term Service Department Contract No. 2007-2428. Second by Commissioner Albert J. Padilla. Motion Carried.

8. GRANT AGREEMENT FOR 2007 LEGISLATIVE GENERAL FUND PROJECTS*

Planning and Zoning Supervisor informed the Commission that San Miguel County has received its first grant agreement for projects under the 2007 Legislative General Fund. Included in this grant agreement are seventeen (17) projects totaling \$1,998,800.00. In order to access the funds it is necessary to review and accept the grant agreement.

Mr. Tafoya submitted for approval the Grant Agreement for 2007 Legislative General Fund Projects.

Motion made by Vice-Chairman Kenneth C. Medina to approve the grant agreement for 2007 Legislative General Fund Projects. Second by Commissioner June J. Garcia. Motion carried.

9. RESOLUTION NO. 05-08-2007-FM ESTABLISHING FACTS REQUIRED BY THE PUBLIC REGULATION COMMISSION FOR AN APPLICATION FOR A CERTIFICATE OF NECESSITY AND ALLOWING THE COUNTY MANAGER TO APPLY FOR THAT CERTIFICATE AS REQUESTED BY PRC COUNSEL*

Fire Chief Dan Wright informed the Commission that in order to apply for a certificate of necessity for an ambulance service it must be established either with documents or by resolution when the County was founded how the County is adequately insured and the person designated to submit the application on behalf of the County.

Mr. Wright submitted for approval Resolution No. 05-08-2007-FM.

Motion made by Commissioner David R Salazar to approve Resolution No. 05-08-2007-Fm. Second by Commissioner Albert J Padilla. Motion carried.

10. ACCEPTING DONATION OF A PIECE OF PROPERTY FROM THE SAPELLO/ROCIADA FIRE COMPANY, A 501C3 CORPORATION TO ALLOW CONSTRUCTION OF THE FIRE STATION SINCE THE PROPERTY MUST BE OWNED BY THE COUNTY FOR THE STATE FIRE MARSHAL TO FUND THE STATION*

Fire Chief Dan Wright informed the Commission that the Biophilia Foundation donated a 1.957 acre piece of property to the Sapello/Rociada Fire Company for the construction of a fire station. Ownership of that property now needs to be transferred to the County of San Miguel so construction on the station can begin. The location has been approved by the State Fire Marshal.

Mr. Wright submitted for approval the donation of the property from the Sapello/Rociada Fire Company.

Motion made by Commissioner Albert J. Padilla to accept the donation of property from the Sapello/Rociada Fire Company. Second by Commissioner June J. Garcia. Motion carried.

11. ACCEPTANCE OF GRANT MONIES RECEIVED FROM THE STATE FIRE MARSHAL'S GRANT PROGRAM IN THE AMOUNT OF \$180,000.00 FOR LA PLACITA FIRE DEPARTMENT AND AUTHORIZATION TO PURCHASE A FIRE TRUCK USING THOSE FUNDS*

Fire Chief Dan Wright informed the Commission La Placita Fire Department submitted an application for the grant program as previously authorized by the Board of County Commissioners and were notified that the grant was awarded. Specification for the vehicle were submitted to the State Fire Marshal and approved. The vehicle is available for purchase off a contract with Sandoval County for \$247,978.00. The Department has the additional money available.

Mr. Wright submitted for approval the acceptance of the grant funds and the purchase of the fire truck.

Motion made by Vice-Chairman Kenneth C. Medina to accept the grant funds and to purchase the fire truck. Second by Commissioner June J. Garcia. Motion carried.

12. INTER-GOVERNMENT PROFESSIONAL SERVICES AGREEMENT NM DEPARTMENT OF PUBLIC SAFETY AND SAN MIGUEL COUNTY DETENTION CENTER-AUTOMATED FINGERPRINT IDENTIFICATION SYSTEM*

Warden/Facility Administrator informed the Commission that the NM Department of Public Safety Law Enforcement Records Bureau serves as the State Central Repository for criminal history. As such, agencies are required by State statute to submit fingerprint impressions and photographs for all persons arrested for felony, misdemeanor, and DWI offenses. The NM Department of Public Safety is entering into an Inter-Governmental Professional Services Agreement with the San Miguel County Detention Center, to provide a new Automated Fingerprint Identification System, along with maintenance of the machine and equipment agreement, at no cost. The term of the agreement is until June 30, 2011 (4-years).

Mr. Snedeker submitted for approval the Inter-Governmental Professional Services Agreement between the NM Department of Public Safety and San Miguel County.

Motion made by Vice-Chairman Kenneth C. Medina to approve the agreement between the NM Department of Public Safety and San Miguel County. Second by Commissioner June J Garcia. Motion carried.

13. (FY07-08) NM DEPARTMENT OF TRANSPORTATION, COMMUNITY DWI (CDWI) GRANT APPLICATION*

DWI Coordinator Wendy Armijo informed the Commission that 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 convictions 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 funds for FY 07-08.

The San Miguel County DWI Planning Council in its strategic planning process has identified the need for the complementation of a transportation system that would allow citizens of the community and others an alternative to driving drunk. The program has collaborated their efforts with the City of Las Vegas Transportation Department to provide such a service.

Ms. Armijo submitted for approval the application of FY 07-08 Community DWI-CDWI Grant Funds.

Motion made by Chairman Hugh H. Ley to table the item and discuss it at a later meeting.

14. RATIFICATION OF DWI PREVENTION SPECIALIST (CONTRACT SERVICES)*

DWI Coordinator Wendy Armijo informed the Commission of the Prevention Definition: Prevention is an active process of creating healthier conditions and environments that promotes the well being of everyone (individuals, communities, families), including reducing risk behaviors and increasing protective factors.

The San Miguel County DWI Planning Council in its Strategic Planning process has identified gaps and needs within the community that exhibit a need to address unhealthy behaviors as they relate to Drinking and Driving, and/or Substance Abuse.

Thus, the program plans to employ a F/T and Contracted DWI Prevention Specialist. The stated position is responsible for the implementation of Science/Researched Based representation at all community health/career fairs and school events. Additional responsibilities include but are not limited to ongoing promotional DWI public information and public service announcements.

Ms. Armijo submitted to the Commission for approval the DWI Prevention Specialist Contract.

Motion made by Vice-Chairman Kenneth C. Medina to approve the DWI Prevention Specialist Contract. Second by Commissioner David R. Salazar. Motion carried.

15. RESOLUTION 05-08-207-S8-1 TO SET THE UTILITY ALLOWANCES FOR TENANTS OF THE SAN MIGUEL COUNTY HOUSING AUTHORITY. THE UTILITY SURVEY WAS CONDUCTED BY THE NORTH CENTRAL NEW MEXICO ECONOMIC DEVELOPMENT DISTRICT, USING HUD GUIDELINES*

Section 8 Administrator Gilbert Almanza Jr., informed the Commission that the Department of Housing and Urban Development mandate that the housing authority conduct a utility survey, setting utility allowances for tenants.

Mr. Almanza submitted for approval the adoption of Resolution No. 05-08-2007-S8-1.

Motion made by Commissioner David R Salazar to adopt Resolution No. 05-08-2007-S8-1. Second by Commissioner Albert J. Padilla. Motion carried.

16. MONTHLY REPORT FOR THE PUBLIC WORKS DIVISION FOR THE MONTH OF APRIL 2007*

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

No action taken; for information only.

17. AWARD OF BID FOR EXCESS PROPERTY TO HIGHEST BIDDER (S) BASED ON RECENT REQUEST FOR BIDS FOR SALE OF COUNTY EXCESS PROPERTY*

Public Works Division Supervisor Harold Garcia informed the Commission that San Miguel County recently advertised for Bids for the sale of Excess Property belonging to San Miguel County. Bids were opened on Wednesday, May 2, 2007 for said property. Staff will be making a recommendation to the County Commission to approve the sale of these items to the highest bidder (s) based on the bids received.

Mr. Garcia submitted for approval the sale of this property to the highest bidder(s).

One (1) Dodge Ram 4x4 Pickup	\$456.00	Tony Ortega
One (1) Dodge Ram 2 Wheel Drive Pickup	\$326.00	Tony Ortega
One (1) Dodge Ram 2 Wheel Drive Pick up With Utility Box	\$356.00	Tony Ortega
One (1) International 5-cubic yard Dump Truck With Salt Spreader	\$526.00	Tony Ortega
One (1) International Oil Distributor	\$456.00	Tony Ortega
One (1) Ford ¾ Van	\$356.00	Tony Ortega
One (1) Pneumatic Roller	\$326.00	Tony Ortega
TOTAL FOR TONY ORTEGA	\$2,802.00	

One (1) 4-Door Chevrolet Classic Capris	\$535.00	Ricky Romero
One (1) 4x4 Chevy Blazer	\$785.00	Ricky Romero
TOTAL FOR RICKY ROMERO	\$1,320.00	

One (1) Rolling Chair, Blue with damaged Arm rest	\$5.00	Aggie Ortega
Two (2) Executive Desks	\$10.00	Aggie Ortega
Two (2) Computer Work Stations	\$5.00	Aggie Ortega
One (1) Work Center	\$5.00	Aggie Ortega
One (1) Rolling Chair	\$5.00	Aggie Ortega
One (1) 5-Shelf Bookcase	\$5.00	Aggie Ortega
One (1) Silvered Ex-60 Typewriter	\$2.00	Aggie Ortega
One (1) Metal Cabinet (2 doors)	\$5.00	Aggie Ortega
One (1) Typing Table	\$1.00	Aggie Ortega
One (1) Executive Chair (Maroon)	\$5.00	Aggie Ortega
One (1) 5 Shelf Book Case	\$5.00	Aggie Ortega
One (1) 4-Drawer Computer Station	\$5.00	Aggie Ortega
One (1) "U" shaped desk/computer station	\$10.00	Aggie Ortega
One (1) Ford Rescue Unit	\$456.00	Aggie Ortega
One (1) Chevrolet Fire Rescue Unit	\$661.00	Aggie Ortega
Two (2) Gas Operated 25lb Dryer	\$26.00	Aggie Ortega
One (1) Large Mixer	\$26.00	Aggie Ortega
TOTAL FOR AGGIE ORTEGA	\$1,237.00	

Motion made by Vice-Chairman Kenneth C. Medina to approve the sale of property to the highest bidder(s). Second by Commissioner Albert J. Padilla. Motion carried.

18. UPDATED JOB DESCRIPTION FOR THE GIS ANALYST POSITION IN THE INFORMATION TECHNOLOGY DEPARTMENT*

Information Specialist Mario Vasquez informed the Commission that a position was vacant in the Information Technology Department. Based on the need for the position to work in conjunction with the San Miguel County's GIS system the job title and description were changed accordingly.

Mr. Vasquez submitted for approval the updated job description for the GIS Analyst position in the Information Technology Department.

Motion made by Vice-Chairman Kenneth C. Medina to approve the updated job description for the GIS Analyst position. Second by Commissioner David Salazar. Motion carried.

19. RECOMMENDATION TO CANCEL AWARD MADE TO SOUTHWEST AMBULANCE CONTINGENT UPON THE COMPANY RECEIVING A CERTIFICATE OF NECESSITY TO PROVIDE AMBULANCE SERVICE IN SAN MIGUEL COUNTY*

County Manager Les Montoya informed the Commission that back in January of 2007 the County Commission awarded, an ambulance contract to Southwest Ambulance contingent upon Southwest Ambulance receiving a Certificate of Necessity. Southwest Ambulance did not obtain the Certificate and on April 10, 2007 notified the County that they were withdrawing their intent to provide the services.

Mr. Montoya submitted for approval to cancel the award made to Southwest, and authorize County Staff to work on obtaining a Certificate of Necessity with the City and County.

Motion made by Commissioner David R. Salazar to cancel the award previously made to Southwest and reject all bids submitted for this request for proposals. Second by Commissioner Albert J. Padilla. Motion carried.

20. REQUEST FOR EDUCATION LEAVE AS PER SAN MIGUEL COUNTY POLICY FOR ADMINISTRATIVE ASSISTANT KIKI ARELLANO*

County Manager Les Montoya informed the Commission that Ms. Kiki Arellano is requesting to attend Algebra Class at Luna Community College beginning June 4, 2007 and ending on July 27, 2007. The class will be for an hour and forty minutes and will be held Monday through Thursdays.

Mr. Montoya submitted for approval in accordance with the San Miguel County Employees Educational and Assistance Training policy.

Motion made by Chairman Hugh H. Ley to approve Educational Leave for Kiki Arellano during the month of June 2007 to July 2007. Second by Commissioner Albert J. Padilla. Motion carried.

21. MANAGER'S PERSONNEL RECOMMENDATION TO HIRE THE FOLLOWING INDIVIDUALS TO FILL THE POSITIONS WITH THE SAN MIGUEL COUNTY PUBLIC WORKS DIVISION AS PER THE RECOMMENDATION OF HAROLD GARCIA, PUBLIC WORKS SUPERVISOR*

RECOMMENDATION TO HIRE:

PROBATIONARY EMPLOYEE

Juan Vigil	Equipment Operator III
Salary:	\$ 24,960.00 Annually
Effective Date of Hire:	April 23, 2007

CASUAL EMPLOYEE

Ernesto Salazar	Equipment Operator I
Salary:	\$ 11.00 Hourly
Effective Date of Hire:	April 23, 2007 to July 27, 2007

County Manager Les Montoya informed the Commission that the vacant positions need to be filled immediately due to resignations or terminations and employees out on Worker's Comp.

Motion made by Vice-Chairman Kenneth C. Medina to hire Juan Vigil and Ernesto Salazar to fill the vacant positions at the Public Works Division. Second by Commissioner David R. Salazar. Motion carried.

22. COUNTY MANAGER'S PERSONNEL RECOMMENDATION TO HIRE AND RATIFY THE FOLLOWING INDIVIDUAL TO FILL THE FULL TIME CLASSIFIED POSITION OF DWI PREVENTION SPECIALIST WITH THE SAN MIGUEL COUNTY DWI PLANNING COUNCIL AS PER THE RECOMMENDATION OF WENDY ARMIJO, SAN MIGUEL COUNTY DWI COORDINATOR*

RECOMMENDATION TO HIRE:

PROBATIONARY EMPLOYEE

Alecia Rodriguez	DWI Prevention Specialist
Salary:	\$ 22,880.00 Annually
Effective Date of Hire:	April 30, 2007

County Manager Les Montoya informed the Commission that this is a new position created to conduct school activities in the Sapello and Pecos Schools.

Motion made by Vice-Chairman Kenneth C. Medina to hire Alecia Rodriguez to fill the position at the DWI Department. Second by Commissioner Albert J. Padilla. Motion carried..

23. COUNTY MANAGER’S PERSONNEL RECOMMENDATION TO HIRE AND RATIFY THE FOLLOWING INDIVIDUALS TO FILL THE VACANCY POSITIONS OF DETENTION OFFICERS AT THE SAN MIGUEL COUNTY DETENTION CENTER AS PER THE RECOMMENDATION OF PATRICK SNEDEKER WARDEN/FACILITY MANAGER*

RECOMMENDATION TO HIRE:

PROBATIONARY EMPLOYEES

Richard Rivera	Detention Officer
Salary:	\$ 17,843.28 Annually
Effective Date of Hire:	April 23, 2007

Robert Gallegos	Detention Officer
Salary:	\$ 17,843.28 Annually
Effective Date of Hire:	April 23, 2007

Joseph Romero	Detention Officer
Salary:	\$ 17,843.28 Annually
Effective Date of Hire:	April 23, 2007

Andrew Gonzales	Detention Officer
Salary:	\$ 17,843.28 Annually
Effective Date of Hire:	May 7, 2007

Manuel Dosanjos	Detention Officer
Salary:	\$ 17,843.28 Annually
Effective Date of Hire:	May 7, 2007

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

Motion made by Commissioner Albert J. Padilla to hire the above individuals to fill the vacant positions at the San Miguel County Detention Center. Second by Commissioner June J. Garcia. Motion carried.

24. PERSONNEL ACTIONS*

County Manager Les Montoya informed the Commission of personnel actions in the month of April 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 J. Garcia. Motion carried.

25. SAN MIGUEL COUNTY BOARD OF FINANCE MEETING*

26. RESOLUTION 2007-08-10-F1, ADOPTING THE FISCAL YEAR 2007-2008 BUDGET*

Finance Division Supervisor Melinda Gonzales informed the Commission the initial FY 07/08 budget is due to the Department of Finance and Administration by June 1, 2007. This is a preliminary budget since the beginning cash balances are estimates. The final FY 07-08 budget should be presented to the Commission during the month of July.

Motion made by Chairman Hugh H. Ley to table and to make a decision on the FY 07-08 Budget on Friday May 18, 2007 during the Special Meeting at noon.

27. BUDGET RESOLUTION 2007-05-08-F2*

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

Ms. Gonzales submitted for approval Budget Resolution 2007-05-08-F2.

Motion made by Vice-Chairman Kenneth C. Medina to approve Budget Resolution 2007-05-08-F2. Second by Commissioner David R. Salazar. Motion carried.

28. 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 \$78,619.31, and another from St. Vincent's Hospital in the amount of \$6,282.92.

Ms. Gonzales submitted for approval the Indigent Claims from Alta Vista Regional Hospital and St. Vincent's Hospital.

Motion made by Commissioner David R. Salazar to approve the Indigent Claims. Second by Vice-Chairman Kenneth C. Medina. Motion carried.

29. CASH BALANCE REPORT*

Finance Division Supervisor Melinda Gonzales informed the Commission of the April 29, 2007 cash balances.

No action taken; for information only;

30. 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 R. Salazar to approve Accounts Payable. Second by Vice-Chairman Kenneth C. Medina. 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 Albert J. Padilla to retire into Executive/ Closed Session at 4:00 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 4:03 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 4:45 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 Vice-Chairman Kenneth C. Medina. Second by Commissioner June J. Garcia Motion carried.

The record will show the time is 4:46 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. Marquez