

**REGULAR MEETING
AUGUST 14, 2007
MINUTES**

The Board of County Commissioners of San Miguel County held a Regular Meeting and a County Board of Finance Meeting on Tuesday August 14, 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:

County Manager Les Montoya submitted the Agenda as prepared.

Motion made by Vice-Chairman Kenneth C. Medina to approve agenda as submitted by the County Manager. Second by Commissioner David Salazar. Motion carried.

APPROVAL OF MINUTES: Regular Meeting July 10, 2007, Special Meeting July 17, 2007 and Special Meeting July 31, 2007.

Motion made by Chairman Hugh Ley to approve the minutes for Regular Meeting held July 10, 2007, Special Meeting held July 17, 2007 and Special Meeting held July 31, 2007. Second by Commissioner David Salazar. Motion carried.

INTRODUCTION OF NEW EMPLOYEES:

Michelle Padilla (Full Time Classified)	Deputy Clerk	County Clerk's Office
Lilly Pacheco (Probationary Employee)	Appraiser II	County Assessor's Office
Mario Gutierrez (Probationary Employee)	Appraiser II	County Assessor's Office

INFORMATION ON THE NM HEALTH SECURITY PLAN, WHICH WOULD ENABLE NEW MEXICO TO SET UP ITS OWN HEALTH COVERAGE PLAN PRESENTED BY MARY FELDBLUM, EXECUTIVE DIRECTOR, HEALTH SECURITY OF NEW MEXICANS CAMPAIGN.

DWI PREVENTION EDUCATION POWERPOINT PRESENTATION BY ALECIA K. RODRIGUEZ, DWI PREVENTIONIST.

NEW BUSINESS:

1. COUNTY TREASURER'S MONTHLY REPORT*

County Manager Les Montoya went over the Treasurer's monthly report for the month of July 2007 and discussion ensued.

2. CDBG APPLICATION 07 PUBLIC COMMENT*

Planning and Zoning Supervisor Alex Tafoya informed the Commission that public comments are accepted throughout the year in regard to possible Community Development Block Grant projects. At least one public comment session at a County Commission meeting is acceptable under CDBG.

Chairman Hugh Ley conducted a public hearing to accept public comment in regard to possible projects for a Community Development Block Grant Application.

Mr. Tafoya had a letter from Neighborhood Association Sherwin Tanif asking for Tyson road area, space two, to be included in the ICIP plan. Mr. Tanif of is requesting a culvert system and for the road to be hot oiled, hard topped and grated in Tyson road area.

Public Works Supervisor Harold Garcia requested consideration for a Solid Waste Transfer Station to be a part of Public Works Division facility that will be built at the Northern New Mexico Industrial Business Cluster

No public comments were presented.

3. ADOPTION OF INFRASTRUCTURE CAPITAL IMPROVEMENT PLAN (ICIP) 2009-2013*

Planning and Zoning Supervisor Alex Tafoya informed the Commission that San Miguel County has developed its Infrastructure Capital Improvements Plan (ICIP) for 2009-2013. The County has solicited input in regard to projects to be included in the ICIP throughout the year. To proceed with finalizing the 2009-2013 ICIP, it is necessary to adopt the ICIP be resolution so that it can be submitted to DFA-Local Government Division. In addition, it is necessary to select the top five (5) priority projects that will be submitted for funding consideration to the Governor in the January 2008 Legislative Session.

Mr. Tafoya submitted for approval the projects listed on the attached ICIP list, and to approve the project rankings or revise the project rankings as necessary, to approve

Resolution No. 8-14-07-ICIP which adopts the 2009-2013 ICIP, and to approve the top five projects as submitted:

- Courthouse Renovation: \$500,000.00
- Public Works Division Crusher Equipment: \$140,000.00
- Tecolote Road Paving: \$700,000.00
- Northern New Mexico Business Park Infrastructure: \$1 Million
- Detention Center Phase III: \$1 Million

County Manager Les Montoya also requested that a geo-hydrological study be added to the ICIP list of projects that we have been requesting at the Federal and State level.

Motion made by Commissioner David Salazar to add the geo-hydrological study to the ICIP projects list.

Motion made by Commissioner David Salazar to approve the Adoption of Infrastructure Capital Improvement Plan (ICIP) 2009-2013 and to add the geo-hydrological study to the ICIP list.. Second by Commissioner Albert Padilla. Motion carried.

The Commission also agreed to identify the top six ICIP Projects as the County Legislative priority for 2008.

4. ECONOMIC DEVELOPMENT CAPITAL PROJECTS GRANT APPLICATION AND RESOLUTION NO. 8-14-2007-BUSINESS PARK IN SUPPORT OF THE APPLICATION*

Planning and Zoning Supervisor Alex Tafoya informed the Commission that San Miguel County is eligible to submit an application for funding to the Economic Development Capital Project Grant Program of the State of New Mexico. County Staff has determined the Solid Waste Transfer Station planned at the Northern New Mexico Business Park is a project eligible for a funding application. The County was required to submit its application by August 8, 2007 at 4:00 p.m. The application was prepared and submitted.

Mr. Tafoya submitted for ratification the Economic Development Capitol Projects Grant application in order to meet the required deadline, and to adopt Resolution No. 8-14-07-Business Park.

Motion made by Vice-Chairman Kenneth C. Medina to approve the application as submitted and to adopt Resolution No. 8-14-07-Business Park. Second by Commissioner June Garcia. Motion carried.

5. CONTRACT AGREEMENT INMATE HEALTHCARE/MANAGEMENT SERVICES, SAN MIGUEL COUNTY, NEW MEXICO AND HEALTH CARE PARTNERS SYSTEMS, LLC*

Warden/Facility Administrator Patrick W. Snedeker informed the Commission that the Contract/Agreement for Inmate Healthcare/Management Services at the San Miguel County Detention Center is presented for Commission review and approval. This is 3rd renewal of a 4 year contract term, by and between San Miguel County, New Mexico and Healthcare Partners Systems, LLC, (previously Management Team Solutions, Inc.)

Commissioner David Salazar inquired about the Electronic Pharmacy System.

San Miguel County Detention Center Medical Director Marcia Hefker advised the Commission that the Electronic Pharmacy System would benefit San Miguel County Detention Center by saving on costs for medication and a faster time frame for receiving medications needed.

Mr. Snedeker submitted for approval the Contract/Agreement.

Motion made by Vice-Chairman Kenneth C. Medina to approve the renewal of the Contract/Agreement for Inmate Healthcare/Management Services at the San Miguel County Detention Center. Second by Commissioner David Salazar. Motion carried.

6. SAN MIGUEL COUNTY, NEW MEXICO, ASSOCIATION OF COUNTIES, LUNA COMMUNITY COLLEGE, NEW MEXICO WORKFORCE CONNECTION, NORTHERN NEW MEXICO, DETENTION CENTER TRAINING ACADEMY PROGRAM*

Warden/Facility Administrator Patrick W. Snedeker informed the Commission that the New Mexico Association of Counties and Luna Community College have entered into an Agreement for the purpose of providing educational services for a New Mexico Detention Center Training Academy Program. The San Miguel County Detention Center shall join with the New Mexico Workforce Connection of Northern New Mexico, pursuant to the Workforce Investment Act; in a collaborative partnership, to provide work opportunities, meet workforce needs, and create a workforce development network, including on the job programs and training contracts for the Detention Center.

Luna Community College Vice President for Planning and Development, Mary Ward, informed the Commission of the two weeks Public Safety Seminar Program to take place August 20, 2007 through August 31, 2007. Ms. Ward also advised of the four week academy.

New Mexico Workforce Connection Regional Manager Luis Duran informed the Commission of the pre-assessments and recruiting of job seekers. The New Mexico Workforce Connection Business Consultant Carol Gonyon spoke briefly about the funding and training needs for employers to obtain employees.

Mr. Snedeker submitted for approval the agreement between New Mexico Association of Counties and Luna Community College.

Motion made by Commissioner David Salazar to approve the agreement between San Miguel County Association of Counties, Luna Community College, and the Northern New Mexico Workforce Connection. Second by June Garcia. Motion carried.

7. GOVERNOR'S BLUE RIBBON COMMISSION ON THE WELFARE OF CHILDREN OF JAILED AND INCARCERATED PARENTS, NEW MEXICO CHILDREN YOUTH AND FAMILIES DEPARTMENT SAN MIGUEL COUNTY DETENTION CENTER DEMONSTRATION PILOT SITE FOR A FAMILY VISITATION AND A CHILD RESOURCE ADVOCACY PROGRAM*

Warden/Facilitator Administrator, Patrick W. Snedeker informed the Commission that the Governor's Blue Ribbon Commission on the Welfare of Children, in concert with the New Mexico Association of Counties, solicited proposals from detention center(s) specific to a demonstration pilot site for a family visitation and a child resource advocacy program. The San Miguel County Detention Center was selected as a pilot program site and was awarded a \$50,000.00 grant. In accordance with San Miguel County Grants Policy and Procedures Administrative Regulation 06-12-07CM, a Joint Powers Agreement is being developed. Program initiation and on-going-consultation shall be provided by the New Mexico Children Youth and Families Department, the Albuquerque, New Mexico community based Peanut Butter and Jelly Program, and the New Mexico Association of Counties.

Mr. Snedeker submitted for approval the grant agreement.

Motion made by Vice Chairman Kenneth C. Medina to approve the Grant Agreement. Second by Commissioner June Garcia. Motion carried.

8. INTER-GOVERNMENTAL AGREEMENT BY AND BETWEEN SAN MIGUEL COUNTY, NEW MEXICO AND CIBOLA COUNTY, NEW MEXICO, FOR THE HOUSING AND CARE OF SAN MIGUEL COUNTY INMATES*

Warden/Administrator Patrick W. Snedeker informed the Commission of the Inter-Governmental Agreement, by and between San Miguel County, New Mexico, and Cibola County, New Mexico for the housing and care of San Miguel County inmates, at the Cibola County Detention Center for the temporary housing of high security/high risk inmates and for temporary housing of inmates during facility refurbishment process.

Mr. Snedeker advised the Commissioners that the cost of housing inmates at the Cibola County Detention Center is \$52.00 per day/per inmate.

Mr. Snedeker submitted for approval the agreement between San Miguel County and Cibola County for the housing and care of San Miguel County inmates.

Motion made by Vice-Chairman Kenneth C. Medina to approve the Inter-Governmental agreement by and between San Miguel County, New Mexico and Cibola County, New Mexico, for the housing and care of San Miguel County inmates. Second by Commissioner Albert Padilla. Motion carried.

9. MEMORANDUM OF AGREEMENT BETWEEN THE SAN MIGUEL COUNTY DWI PLANNING COUNCIL/LAS VEGAS DWI SCHOOL FACILITATOR*

San Miguel County DWI Coordinator Wendy Armijo informed the Commission that the San Miguel County DWI Planning Council is requesting that a Memorandum of Agreement be established between the San Miguel County DWI Planning Council and the Las Vegas DWI School Program provider. The purpose of the Agreement is to assure that the stated provider will financially compensate the San Miguel County DWI Planning Council \$15.00 for every offender completing the DWI School Program.

Compensation is in exchange for the use of the San Miguel County Detention Center where classes will be held. The MOA will remain in effect until services are determined to provide elsewhere.

Ms. Armijo submitted for approval the MOA as presented.

County Manager Les Montoya requested that the Commission reject the item until it is further studied and that it be discussed at a later time with Ms. Armijo

Motion made by Commissioner David Salazar to reject the Memorandum of Agreement. Second by Vice-Chairman Kenneth Medina. Motion carried.

10. (2007-08) NEW MEXICO TRAFFIC SAFETY COMMUNITY DWI (CDWI) GRANT AGREEMENT*

San Miguel County DWI Coordinator Wendy Armijo informed the Commission that the San Miguel County DWI Planning Council has received approval to utilize CDWI funds to implement a Free Safe-Ride Home service.

Ms. Armijo submitted for approval the 2007-08 New Mexico Traffic Safety Community DWI (CDWI) grant agreement.

Motion made by Commissioner June Garcia to approve the 2007-08 New Mexico traffic safety community DWI(CDWI) grant agreement. Second by Albert Padilla. Motion carried.

11. MONTHLY REPORT IN THE PUBLIC WORKS DIVISION FOR THE MONTH OF JULY*

Public Works Division Supervisor Harold Garcia informed the Commission on issues dealt with in the Public Works Division for the month of July 2007.

No action taken; for information only.

12. RESOLUTION NO. 08-14-07-SB-PW AUTHORIZING SAN MIGUEL COUNTY TO ENTER INTO A SCHOOL BUS ROUTE PROJECT AGREEMENT (STORRIE PROJECT) PROJECT NO. 58-7747, (926) 08 WITH THE NEW MEXICO DEPARTMENT OF TRANSPORTATION FOR ROAD IMPROVEMENT FUNDS THROUGH THE LOCAL GOVERNMENT ROAD FUND PROGRAM AND APPROVAL OF SAID AGREEMENT*

Public Works Division Supervisor Harold Garcia informed the Commission that the County of San Miguel applied to the New Mexico Department of Transportation for funding assistance through the 2007-08 School Bus Route Project Program to improve the conditions of its public right-of-way. The New Mexico Department of Transportation authorized the County \$61,876.00 (75%) as an appropriation from the State; with understanding the County is to match \$20,625.33 (25%) for this project.

Mr. Garcia submitted for approval Resolution No. 08-14-07-SB-PW.

Motion made by Vice-Chairman Kenneth C. Medina to approve Resolution Number 08-14-07-SB-PW, and authorization of staff to submit the 2007-2008 Cooperative Agreements to the New Mexico Department of Transportation for execution . Second by Commissioner Albert Padilla. Motion carried.

13. RESOLUTION NO. 08-14-07-SP-PW AUTHORIZING SAN MIGUEL COUNTY TO ENTER INTO A COOPERATIVE AGREEMENT (CINDER AND HARRIS)-PROJECT NO. SP-4-08(902) WITH THE NEW MEXICO DEPARTMENT OF TRANSPORTATION FOR ROAD IMPROVEMENT FUNDS THROUGH THE LOCAL GOVERNMENT ROAD FUND PROGRAM AND APPROVAL OF SAID AGREEMENT*

Public Works Division Supervisor Harold Garcia informed the Commission that the County of San Miguel applied to the New Mexico Department of Transportation for funding assistance through the 2007-08 Cooperative Funding Assistance Program to improve the conditions of its' public right-of-way. The New Mexico Department of Transportation authorized the County \$53,916.00 (75%) as an appropriation from the State with the understanding the County is to match \$17,972.00 (25%) for this project.

Mr. Garcia submitted for approval Resolution No. 08-14-07-SP-PW.

Motion made by Vice-Chairman Kenneth C. Medina to approve Resolution Number 08-14-07-SP-PW to enter into cooperative agreement (Cinder and Harris) with the New Mexico Department of Transportation for road improvements. Second by Commissioner Albert Padilla. Motion carried.

14. RESOLUTION NO. 08-14-07-CAP-PW AUTHORIZING SAN MIGUEL COUNTY TO ENTER INTO A COUNTY ARTERIAL PROJECT AGREEMENT (SHERIDAN) PROJECT NO. CAP-4-08,(454) WITH THE NEW MEXICO DEPARTMENT OF TRANSPORTATION FOR ROAD IMPROVEMENT FUNDS THROUGH THE LOCAL GOVERNMENT ROAD FUND PROGRAM AND APPROVAL OF SAID AGREEMENT*

Public Works Division Supervisor Harold Garcia informed the Commission that the County of San Miguel applied to the New Mexico Department of Transportation for funding assistance through the 2007/08 County Arterial Funding Program to improve the conditions of its public right-of-way. The New Mexico Department of Transportation authorized the County \$108,434.00 (75%) as an appropriation from the State; with the understanding the County is to match \$36,144.67 (25%) for this project.

Mr. Garcia submitted for approval Resolution No. 08-14-07-SB-PW.

Motion made by Commissioner David Salazar to approve Resolution No. 08-14-07-CAP-PW to enter a cooperative agreement (Sheridan) with the New Mexico Department of Transportation for road improvements. Second by Vice Chairman Kenneth C. Medina. Motion carried.

15. ACCEPT BID FOR BUILDING MATERIALS FOR THE ADDITION TO LA PLACITA VOLUNTEER FIRE DEPARTMENT*

County Manager Les Montoya informed the Commission that only one bid was received, and that was from BTU for a total of \$42,328.86 which included tax.

Mr. Montoya recommended approval of the bid form BTU in the amount of \$42,328.86.

Motion made by Commissioner Albert Padilla to award the bid to BTU for building materials for the addition to the La Placita Volunteer Fire Department. Second by Vice-Chairman Kenneth C. Medina. Motion carried.

16. MUTUAL AID AGREEMENT BETWEEN SAN MIGUEL COUNTY AND GUADALUPE COUNTY FOR RESCUE AND AMBULANCE SERVICES*

County Manager Les Montoya informed the Commission that this is a follow up to assist the citizens in the Tecolotito, NM, in order to obtain fire and medical services immediately; until proper services from San Miguel County can respond.

Mr. Montoya submitted for approval the mutual aid agreement between San Miguel County and Guadalupe County.

Motion made by Commissioner David Salazar to approve the mutual aid agreement to assist citizens between San Miguel County and Guadalupe County. Second by Commissioner June Garcia. Motion carried.

17. SAN MIGUEL COUNTY LEASE AGREEMENT FOR TRUJILLO COMMUNICATIONS SITE*

County Manager Les Montoya informed the Commission that this lease agreement is with Mr. Ben Martinez for the leasing of property at the Trujillo Communication Site. The tower and building is owned by San Miguel County.

Mr. Montoya submitted for approval the lease agreement with Mr. Ben Martinez for the leasing of property at the Trujillo Communication Site.

Motion made by Vice Chairman Kenneth C. Medina to approve the lease agreement with Mr. Ben Martinez for the leasing of property at the Trujillo Communication Site. Second by Commissioner David Salazar. Motion carried.

18. PROFESSIONAL ARCHITECTURAL SERVICES TO RENOVATE COUNTY COURTHOUSE*

County Manager Les Montoya informed the Commission that the Commission with support from the Legislature has prepared a renovation budget for the County Courthouse. Request for Proposals for Architectural Services was issued. Five (5) proposals were received, reviewed, and rated. The County review committee is recommending negotiating with Soliel West/Kevin Balciar to provide these services.

Mr. Montoya submitted for authorization of staff to negotiate with Soliel West/Kevin Balciar for Architectural Services to complete renovation work on the Courthouse.

Motion made by Commissioner David Salazar to authorize negotiations with Soliel West/Kevin Balciar for Architectural Services to complete renovation work on the Courthouse. Second by Commissioner June Garcia. Motion carried.

19. MEMORANDUM OF AGREEMENT (MOA) FY 07 SECTION 5313 SAN MIGUEL COUNTY AND NEW MEXICO DEPARTMENT OF TRANSPORTATION FOR THE PURPOSE OF COMPLETING A TRANSIT DEMAND STUDY FOR SAN MIGUEL COUNTY AND MORA COUNTY*

County Manager Les Montoya informed the Commission that Mora County and San Miguel County are willing to work on identifying the feasibility and system requirements of a transportation system that would provide transportation services to residents in both Counties. The State is providing the funding to complete the study and San Miguel County will work as lead County to complete the work.

Mr. Montoya submitted for approval the Memorandum of Agreement with the letter of support from Mora County

Motion made by Vice-Chairman Kenneth C. Medina to approve the Memorandum of Agreement with the letter of support from Mora County. Second by Commissioner Albert Padilla. Motion carried.

20. GRIP 2 COOPERATIVE AGREEMENT CONTROL NO. G2S7567, PROJECT NO. ST-7547 (267)*

Public Works Supervisor Harold Garcia informed the Commission Grip 2 funding was made available for San Miguel County for various County Road Improvements totaling \$2,000,000.00, \$1.3 million from State funds, and \$700,000.00 from County matching. San Miguel County Legislators' efforts made the County match possible.

Mr. Garcia submitted for approval the Grip 2 Cooperative Agreement control No. G2S7567, project No. ST-7547 (267).

Motion made by Vice Chairman Kenneth C. Medina for approval of Grip 2 Cooperative Agreement. Second by Commissioner June Garcia. Motion carried.

21. GRIP 2 COOPERATIVE AGREEMENT CONTROL NO. G2S7566, PROJECT NO. ST-7547 (266)*

Public Works Supervisor Harold Garcia informed the Commission Grip 2 funding was made available for San Miguel County for various County Bridge Construction Projects totaling \$444,444.00, \$400,000.00 from State funds, and \$44,000.00 from County's'; match possible.

Mr. Garcia submitted for approval the Grip 2 Cooperative Agreement

Motion made by Commissioner David Salazar to approve the Grip 2 Cooperative Agreement. Second by Vice Chairman Kenneth C. Medina. Motion carried

22. REQUEST FOR EDUCATIONAL LEAVE AS PER SAN MIGUEL COUNTY POLICIES FOR ADMINISTRATIVE ASSISTANT KIKI ARELLANO*

County Manager Les Montoya informed the Commission that Administrative Assistant Kiki Arellano is requesting to attend classes (3) at Luna Community College beginning August 20, 2007, and ending December 14, 2007.

Mr. Montoya submitted for approval educational leave for Administrative Assistant Kiki Arellano to attend classes at Luna Community College.

Motion made by Vice Chairman Kenneth C. Medina to approve educational leave for Administrative Assistant Kiki Arellano to attend classes at Luna Community College. Second by Commissioner David Salazar. Motion carried.

23. 2007 SAN MIGUEL COUNTY CLASSIFICATION AND PAY PLAN ADMINISTRATIVE REGULATION 08-14-2007-CM*

County Manager Les Montoya informed the Commission that the Classification and Pay Plan was requested by the County Commission. The plan prepared and submitted in Administrative Regulation No. 08-14-2007-CM

Mr. Montoya submitted for approval Administrative Regulation No. 08-14-2007-CM.

Motion made by Vice Chairman Kenneth C. Medina to approve Administrative Regulation No. 08-14-2007-CM. Second by Commissioner June Garcia. Motion carried.

24. COUNTY MANAGER'S PERSONNEL RECOMMENDATION TO HIRE THE FOLLOWING INDIVIDUAL TO FILL THE CLASSIFIED POSITION OF APPRAISER II WITH THE SAN MIGUEL COUNTY ASSESSOR'S OFFICE AS PER THE RECOMMENDATION OF ELAINE ESTRADA, COUNTY ASSESSOR*

RECOMMENDATION TO HIRE:

PROBATIONARY EMPLOYEE

Joe A. Montoya Appraiser II Salary: \$18,720.00 Annually

County Manager Les Montoya informed the Commission of the hiring of Joe A. Montoya for Appraiser II.

Motion made by Commissioner David A. Salazar to hire Joe A. Montoya as Appraiser II. Second by Commissioner June Garcia. Motion carried.

25. COUNTY MANAGER'S PERSONNEL RECOMMENDATION TO HIRE THE FOLLOWING INDIVIDUAL TO FILL THE CASUAL POSITION OF

APPRAISER III WITH THE SAN MIGUEL COUNTY ASSESSOR'S DIVISION AS PER THE RECOMMENDATION OF ELAINE ESTRADA, COUNTY ASSESSOR*

RECOMMENDATION TO HIRE:

CASUAL EMPLOYEE

Nick Michalski Appraiser III Salary: \$20.00 Hourly

County Manager Les Montoya asked the Commission to approve the hiring of Nick Michalski as Appraiser III.

Motion made by Commissioner Albert Padilla to hire Nick Michalski as Appraiser III. Second by Commissioner David Salazar. Motion carried.

- 26. COUNTY MANAGER'S PERSONNEL RECOMMENDATION TO HIRE THE FOLLOWING INDIVIDUAL TO FILL THE FULL TIME CLASSIFIED POSITION OF MAINTENANCE WORKER I WITH THE SAN MIGUEL COUNTY PUBLIC WORKS DIVISION AS PER THE RECOMMENDATION OF HAROLD GARCIA, PUBLIC WORKS DIVISION SUPERVISOR***

RECOMMENDATION TO HIRE:

PROBATIONARY EMPLOYEE

Andrew Jesse Baca Maintenance Worker I Salary: \$16,640.00 Annually

County Manager Les Montoya informed the Commission the vacant position needs to be filled immediately due to the two month vacancy.

Motion made by Vice Chairman Kenneth C. Medina to hire Mr. Andrew Jesse Baca to fill the vacant position at the San Miguel County Public Works Division. Second by Commissioner Albert Padilla. Motion carried.

- 27. COUNTY MANAGER'S PERSONNEL RECOMMENDATION TO HIRE AND TO RATIFY THE FOLLOWING EMPLOYEE TO FILL A POSITION AT THE SAN MIGUEL COUNTY DETENTION CENTER***

RECOMMENDATION TO HIRE:

PROBATIONARY EMPLOYEE

Brian Bernal Detention Officer Salary: \$17,843.28 Annually

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

Motion made by Commissioner David Salazar to hire Mr. Brian Bernal as Detention Officer. Second by Vice Chairman Kenneth C. Medina. Motion carried.

28. PERSONNEL ACTIONS*

County Manager Les Montoya informed the Commission of personnel actions in the month of July 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 Commissioner David Salazar to approve Personnel Actions. Second by Commissioner June Garcia Motion carried.

29. SAN MIGUEL COUNTY BOARD OF FINANCE MEETING*

30. BUDGET RESOLUTION 2007-08-14-F1*

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

Ms. Gonzales submitted for approval Budget Resolution 2007-08-14-F1.

Motion made by Vice-Chairman Kenneth C. Medina to approve Budget Resolution 2007-08-14-F1. Second by Commissioner David Salazar. Motion carried.

31. MEMORANDUM OF AGREEMENT BETWEEN SAN MIGUEL COUNTY AND ALTA VISTA REGIONAL HOSPITAL*

Finance Division Supervisor Melinda Gonzales informed the Commission on this agreement to address the coordination of healthcare services provided to residents of San Miguel County and the scope of service for which the hospital will provide financial assistance.

Ms. Gonzales submitted for approval of Memorandum of Agreement.

Motion made by Vice-Chairman Kenneth C. Medina to approve the Memorandum of Agreement. Second by Commissioner Albert Padilla. Motion carried.

32. GRANT AWARD AGREEMENT BETWEEN THE ENERGY, MINERALS AND NATURAL RESOURCES DEPARTMENT (ENMRD) AND SAN MIGUEL COUNTY*

Finance Division Supervisor Melinda Gonzales informed the Commission that the La Placita Rural Fire Department had applied for a grant with ENMRD to purchase firefighting equipment and personal protection equipment for the La Placita Rural Fire Department.

Ms. Gonzales submitted for approval the Grant Agreement.

Motion made by Commissioner June Garcia to approve the Memorandum of Agreement. Second by Commissioner Albert Padilla. Motion carried.

33. INDIGENT CLAIMS*

Finance Division Supervisor Melinda Gonzales presented to the Commission Indigent Claims submitted and reviewed by the Finance Department from Alta Vista Regional Hospital in the amount of \$58,679.18, and St. Vincent Hospital in the amount of \$4,005.91.

Motion made by Commissioner David Salazar to approve the Indigent Claims for Alta Vista Regional Hospital and St. Vincent Hospital. Second by Commissioner June Garcia. Motion carried.

34. CASH BALANCE REPORT*

Finance Division Supervisor Melinda Gonzales informed the Commission of the July 31, 2007 cash balances.

No action taken; for information only;

35. ACCOUNTS PAYABLE LISTING*

Finance Division Supervisor Melinda Gonzales submitted Accounts Payable Listing for payments 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 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 David Salazar 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 Commissioner Albert Padilla. Motion carried.

Roll call was taken before County Commission retired into Executive Session at 4:00 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 4:30 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 to Adjourn. Second by Commissioner Albert Padilla. Motion carried.

The record will show the time is 4:32 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

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ATTEST

Paul Maez, County Clerk

Minutes Submitted by: Michelle J. Padilla