REGULAR MEETING JANUARY 9, 2006 MINUTES

The Board of County Commissioners of San Miguel County held a Regular Meeting and a County Finance Meeting on Monday, January 9, 2006 at 9:00 a.m. at the San Miguel County Detention Center, 20 Mineral Hill Rt., Las Vegas, New Mexico 87701. Immediately following the Regular Scheduled Meeting, a County Board of Finance Meeting followed. The minutes for the meeting are as follows:

CALL TO ORDER

Chairman LeRoy H. Garcia called the meeting to order at 9: 00 a.m.

ROLL CALL

Chairman LeRoy H. Garcia, Vice-Chairman Hugh H. Ley, Commissioner David R. Salazar and Commissioner Kenneth C. Medina were present. Commissioner Susano Ortiz was absent.

The record will show a quorum was present.

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

Chairman LeRoy H. Garcia requested to move Item No. 3 (County Treasurer's Monthly Report to Item No. 1.

County Manager Les Montoya requested that Item No. 13 be removed from the agenda.

Motion made by Commissioner Kenneth Medina to approve agenda as amended. Second by Vice-Chairman Hugh H. Ley. Motion carried.

APPROVAL OF MINUTES Regular Meeting of December 21, 2005.

County Manager Les Montoya and County Attorney Jesus Lopez had no recommended changes to the minutes of Regular Meeting of December 21, 2005.

Motion made by Commissioner Kenneth C. Medina to approve the minutes of Regular Meeting of December 21, 2005. Second by Vice-Chairman Hugh H. Ley. Motion carried.

INTRODUCTION OF NEW EMPLOYEES

County Manager Les Montoya introduced the following new employee:

Norma Jo Martinez Health Service Administrator Detention Center (Probationary Employee)

NEW BUSINESS:

1. COUNTY TREASURER'S MONTHLY REPORT

County Treasurer Alfonso Ortiz went over the County Treasurer's Monthly Report for the month of December 2005.

No action taken for information only.

PRESENTATION BY CATHERINE MONTANO CITIZENS OF THE AMERICAN CONSTITUTION ON RADIATION MONITORING AND NUCLEAR MADNESS

Catherine Montano representative of Citizens of the American Constitution on radiation monitoring and nuclear madness expressed her concerns regarding the burning of depleted uranium, explosives and diesel in Los Alamos as an open burn. Discussion ensued.

Sarah Moore also expressed her concerns to the Commission regarding the burning of depleted uranium, explosives and diesel in Los Alamos as an open burn. . Discussion ensued.

PRESENTATION BY JOHN LAYMAN, NCA ARCHITECTS ON SAN MIGUEL COUNTY DETENTION CENTER FACILITY IMPROVEMENT MASTER PLAN

John Layman, NCA Architects gave a presentation regarding the San Miguel County Detention Center Facility Improvement Master Plan. Discussion ensued.

2. SELECTION OF CHAIRMAN AND VICE-CHAIRMAN FOR THE 2006 CALENDAR YEAR FOR THE BOARD OF COUNTY COMMISSIONERS FOR SAN MIGUEL COUNTY

Motion made by Commissioner David Salazar that Commissioner LeRoy H. Garcia remain as Chairman for the Board of County Commissioners. Second by Vice-Chairman Hugh H. Ley. Motion carried.

Motion made by Chairman LeRoy H. Garcia that Commissioner Hugh H. Ley remain as Vice-Chairman for the Board of County Commissioners. Second by Commissioner Kenneth C. Medina. Motion carried.

3. OPEN MEETINGS RESOLUTION FOR 2006

County Manager Les Montoya submitted for approval Open Meetings Resolution for 2006.

Motion made by Vice-Chairman Hugh H. Ley to approve Open Meetings Resolution for 2006 as presented. Second by Commissioner David R. Salazar and Commissioner Kenneth C. Medina. Motion carried.

4. PROJECT MANAGEMENT NO. 06-PT-63-087 FOR THE AMOUNT OF \$9,000.00 S.T.E.P. IS SELECTIVE TRAFFIC ENFORCEMENT PROGRAM OVERTIME TO CONDUCT ENFORCEMENT IN HIGH CRASH LOCATIONS AND CONDUCT STOPS RELATED TO ALCOHOL

County Manager Les Montoya submitted for approval Project Management No. 06-PT-63-087 for the amount of \$9,000.00 S.T.E.P. is Selective Traffic Enforcement Program overtime to conduct enforcement in high crash locations and conduct stops related to alcohol.

Motion made by Vice-Chairman Hugh H. Ley to approve Project Management No. 06-PT-63-087 for the amount of \$9,000.00 S.T.E.P.(Selective Traffic Enforcement Program) overtime to conduct enforcement in high crash locations and conduct stops related to alcohol. Second by Commissioner David R. Salazar. Motion carried.

5. AGREEMENT BETWEEN COUNTY AND ULIBARRI AUTO SALVAGE FOR STORAGE OF PENA PROPERTY

Planning & Zoning Supervisor Alex Tafoya informed the Commission that David Ulibarri of Ulibarri Auto Salvage agreed to store items that are to be removed from the Vince Pena property on Hot Springs Blvd. as per court order issued by the District Court. These items include mobile home trailers, truck bodies and parts, automobile bodies and parts, appliances, metal and other items. Mr. Ulibarri has indicated a monthly lease amount of \$475.00 for terms yet to be determined.

Mr. Tafoya requested approval of the lease agreement and monthly lease amount.

County Attorney Jesus Lopez explained that a Default Judgment was filed against Mr. Pena and explained what the Default Judgment consisted of.

Motion made by Commissioner David R. Salazar to approve Agreement between the County and Ulibarri Auto Salvage for storage of Pena property. Second by Commissioner Kenneth C. Medina. Motion carried.

6. RESOLUTION EXTENDING FRANCHISE ORDINANCE BETWEEN SAN MIGUEL COUNTY AND FARMER'S ELECTRIC COOPERATIVE, INC.

Planning & Zoning Supervisor Alex Tafoya informed the Commission that San Miguel County Ordinance No. SMC-12-14-04-FRANCHISE, grants to Farmer's Electric Cooperative, Inc., a franchise to operate within San Miguel County. The Ordinance has a one (1) year term and expires in January 2006. In order to continue the franchise it is necessary to extend the term for and additional year.

Mr. Tafoya requested the Commission consider adopting Resolution No. 01-09-06-FRANCHISE, extending the term of Ordinance No. SMC-12-14-04-FRANCHISE for an additional year.

Motion made by Vice-Chairman Hugh H. Ley to adopt Resolution No. 01-09-06-FRANCHISE, extending the term of Ordinance No. SMC-12-14-04-FRANCHISE for an additional year as requested. Second by Commissioner David R. Salazar. Motion carried.

7. RESOLUTION IMPOSING A NON-PROHIBITIVE LICENSE TAX FEE

Planning & Zoning Supervisor Alex Tafoya informed the Commission That New Mexico State Statute, Sections 7-24-2; 7-24-3; 7-24-4; and 7-24-5 empowers counties composing local option districts to adopt a resolution imposing an annual, non-prohibitive license tax. Such a tax can be imposed upon the "privileges of persons holding state license under the provisions of the Liquor Control Act to operate within such counties outside of the municipalities that are local option districts, as retailers, dispensers, canopy licenses, restaurant licenses or club licenses."

These sections provide that such a license tax fee cannot exceed two hundred fifty dollars (\$250.00) and also provide for the license tax period to begin July 1st of each year and end on June 30th of the following year. Such a resolution imposing a license tax fee must be adopted on or before the first day of June each year.

Mr. Tafoya requested the Commission review Resolution No. 01-09-06-PZ; adopt the resolution as authorized by State Statute.

Motion made by Commissioner David Salazar to approve Resolution No. 01-09-06-PZ as requested. Second by Commissioner Kenneth C. Medina and Vice-Chairman Hugh H. Ley. Motion carried.

8. REQUEST FOR OUT OF STATE TRAVEL TO TULSA, OKLAHOMA FOR GILBERT ALMANZA JR., SECTION 8 HOUSING ADMINISTRATOR TO ATTEND THE SOUTHWEST NATIONAL ASSOCIATION OF HOUSING AND RE DEVELOPMENT OFFICIALS (NAHRO) CONFERENCE

Section 8 Housing Director Gilbert Almanza requested approval to attend the Southwest NAHRO Conference in Tulsa Oklahoma.

Mr. Almanza informed the Commission that he had been appointed as a committee member and requested approval for out of state travel.

Motion made by Commissioner Kenneth C. Medina to approve out of state travel for Section 8 Housing Director Gilbert Almanza to attend the Southwest National Association of Housing and re-development Officials Conference in Tulsa, Oklahoma as requested. Second by Vice-Chairman Hugh H. Ley. Motion carried.

9. RENEWAL CONTRACT FOR INMATE CONFINEMENT, BY AND BETWEEN MORA COUNTY, NEW MEXICO AND SAN MIGUEL COUNTY, NEW MEXICO

Warden/Facility Administrator Patrick Snedeker submitted for review and approval Renewal Contract for Inmate Confinement between Mora County and San Miguel County.

Mr. Snedeker informed the Commission that the Renewal Contract for Inmate Confinement between Mora County and San Miguel County for the housing, custody, and care of Mora County inmates has been approved by the Mora County Commission. The rate for each inmate is \$65.00 per inmate per day.

Motion made by Vice-Chairman Hugh H. Ley to approve Renewal Contract for Inmate Confinement between Mora County and San Miguel County as requested. Second by Commissioner Kenneth C. Medina. Motion carried.

County Manager Les Montoya informed the Commission that Mora County has fallen behind in their payments for Inmate Confinement and that he would be sending out a letter to Mora County regarding that matter.

10. EXTENSION AGREEMENT-CONFINEMENT OF PRISONERS, SAN MIGUEL COUNTY, NM AND THE TOWN OF TAOS, NM

Warden/Facility Administrator Patrick Snedeker submitted for review and approval Extension Agreement- Confinement of Prisoners between San Miguel County and the Town of Taos.

Mr. Snedeker informed the Commission that the Extension Agreement-Confinement of Prisoners between San Miguel County and the Town of Taos has been approved by the Town of Taos Officials. The rate for each inmate is \$65.00 per inmate per day.

Motion made by Vice-Chairman Hugh H. Ley to approve Extension Agreement-Confinement of Prisoners between San Miguel County and the Town of Taos as requested. Second by Commissioner Kenneth C. Medina. Motion carried.

11. ADMINISTRATIVE REGULATION NO. ADM-R-1-9-06 VEHICLE USE POLICY SETTING A REVISED VEHICLE USE POLICY FOR SAN MIGUEL COUNTY

Safety Coordinator Manuel M. Chavez submitted for review and approval the Administrative Regulation No. ADM-R-9-06 Vehicle Use Policy a revised vehicle use policy for San Miguel County.

Mr. Chavez informed the Commission that the new "Vehicle Use Policy" was reviewed and discussed by the San Miguel County Safety Committee as well as the County Manager.

The new policy will reflect the intent to protect the County's human capital and financial resources from accidental and intentional loss. This program will save lives, decrease injuries, minimize County costs and potential liabilities and increase productivity and efficiency.

Commissioner David R. Salazar asked for clarifications regarding the mechanisms supporting the policy.

Mr. Montoya explained the mechanisms of the policy and how the vehicle maintenance logs would be worked out. Discussion ensued.

Motion made by Commissioner Kenneth C. Medina to approve Administrative Regulation No. ADM-R-9-06 Vehicle Use Policy a revised vehicle use policy for San Miguel County as presented. Second by Commissioner David R. Salazar. Motion carried.

12. 01-09-2006-FMA RESOLUTION ALLOWING THE CABO LUCERO FIRE DEPARTMENT TO APPLY FOR FINANCING FROM THE NEW MEXICO FINANCE AUTHORITY IN THE AMOUNT OF \$186,000.00 FOR CONSTRUCTION OF A SUBSTATION IN THE SAN GERONIMO

Fire Marshal Dan Wright informed the Commission that the Cabo Lucero Fire Department acquired property for the construction of a substation financing in the amount of \$186,000.00 for the construction.

Mr. Wright requested the Commission review and approve 01-09-2006 FMA Resolution allowing the Cabo Lucero Fire Department to apply for financing from the New Mexico Finance Authority in the Amount of \$186,000.00 for construction of a substation in the San Geronimo area. Discussion ensued.

Motion made by Commissioner David R. Salazar to approve 01-09-2006 FMA Resolution allowing the Cabo Lucero Fire Department to apply for financing from the New Mexico Finance Authority in the Amount of \$186,000.00 for construction of a substation in the San Geronimo area. Second by Vice-Chairman Hugh H. Ley. Motion carried.

13. MONTHLY REPORT FOR THE PUBLIC WORKS DIVISION FOR THE MONTH OF DECEMBER 2005

Public Works Division Supervisor Harold Garcia went over the monthly report for the month of December 2005 and answered questions from the Commission.

Commissioner David R. Salazar expressed his concerns regarding the solid waste convenience center in Bernal which has become a big mess, with trash flying around because no one is watching over the facility.

Chairman LeRoy H. Garcia suggested that the problem might be solved if someone worked at the facility for four (4) hours a day or provide trash pickup for the Bernal area. Commissioner Garcia also asked the County Manager Les Montoya what would be the cost to have a person man the convenience center.

Mr. Montoya's response was that the cost would be approximately \$17,000.00 for an annual salary.

Public Works Division Supervisor Harold Garcia informed the Commission that he would train a person from the HELP Office and he would send an experienced worker to the Bernal site.

Chairman LeRoy H. Garcia reiterated to Mr. Garcia that under **no** circumstances that **any** of the convenience sites close for any holiday, that **all** convenience centers must remain open for eight (8) hours a day. Commissioner Garcia stated that he received complaints regarding the closing of the convenience sites during the holidays.

No action taken; for information only.

14. REQUEST FOR PROPOSALS FOR ELECTRICAL SERVICES

Public Works Division Supervisor Harold Garcia informed the Commission that the Public Works and Detention Center have a need for day to day electrical services from a licensed electrician related to building facilities with these two divisions.

Mr. Garcia requested authorization to proceed in advertising for a Request for Proposals for electrical services. Mr. Garcia informed the Commission that approximately \$15,000.00 was spent for electrical services for the year of 2005.

Motion made by Commissioner Kenneth C. Medina to authorize staff to proceed to advertise for Request for Proposals for Electrical Services. Second by Vice-Chairman Hugh H. Ley. Motion carried.

15. REQUEST FOR PROPOSALS FOR PLUMBING SERVICES

Public Works Division Supervisor Harold Garcia informed the Commission that the Public Works and Detention Center have a need for day to day plumbing services from a licensed plumber related to building facilities with these two divisions.

Mr. Garcia requested authorization to proceed in advertising for a Request for Proposals for plumbing services.

Motion made by Commissioner Kenneth C. Medina to authorize staff to proceed to advertise for Request for Proposals for Plumbing Services. Second by Vice-Chairman Hugh H. Ley. Motion carried.

16. AGREEMENT BETWEEN SAN MIGUEL COUNTY AND OUR LADY OF SORROWS PARISH FOR USE OF PARKING LOT OWNED BY OUR LADY OF SORROWS LOCATED ON VALENCIA STREET

Public Works Division Supervisor Harold Garcia submitted for approval an Agreement between San Miguel County and Our Lady of Sorrows Parish for use of the parking lot owned by our Lady of Sorrows located on Valencia Street.

County Manager Les Montoya informed the Commission that in exchange the County would be responsible for snow removal for the parking lot on Valencia Street.

Motion made by Commissioner Kenneth C. Medina to approve Agreement between San Miguel County and Our Lady of Sorrows Parish for use of parking lot owned by our Lady of Sorrows located on Valencia Street. Second by Commissioner Kenneth C. Medina. Motion carried.

17. MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN QUAY COUNTY, HARDING COUNTY AND SAN MIGUEL COUNTY CONCERNING MAINTENANCE OF THE GIS DATA BASE FOR THE CONSOLIDATED DISPATCH CENTER IN TUCUMCARI

County Manager Les Montoya informed the Commission that the MOU is required and recommended by the City of Tucumcari Police Department. The Tucumcari Police Department received an E-911 Network and Database grant to equip and provide a Regional Public Safety Answering Points (PSAP'S) Enhanced 911 landline service and wireless Phase I and II service. The City of Tucumcari is presenting the MOU as prepared to Harding County and San Miguel County.

Mr. Montoya recommended the Commission review and approve the MOU between Quay County, Harding County and San Miguel County.

Motion made by Commissioner Kenneth C. Medina to approve MOU between Quay County, Harding County and San Miguel County as presented. Second by Vice-Chairman Hugh Ley. Motion carried.

18. MEMORANDUM OF AGREEMENT (MOU) FOR COORDINATION OF CAPITAL OUTLAY AND PROGRAM ACTIVITIES AT THE LAS VEGAS SENIOR CITIZENS CENTER BETWEEN NEW MEXICO DEPARTMENT OF HEALTH, SAN MIGUEL COUNTY AND THE CITY OF LAS VEGAS

County Manager Les Montoya informed the Commission that this MOU is proposed to define the responsibility of each entity as it pertains to the use of legislative funds to improve or maintain the Las Vegas Senior Citizens Center

Mr. Montoya stated that San Miguel County will serve as a fiscal agent; the County has no interest in the building or decision making as far as improvements.

James Garcia, Director of the San Miguel Senior Citizens Center requested the Commission consider approving the MOU as presented. Discussion ensued.

Motion made by Vice-Chairman Hugh H. Ley to approve the MOU which is proposed to define the responsibility of each entity as it pertains to the use of legislative funds to improve or maintain the Las Vegas Senior Citizens Center. Second by Commissioner Kenneth C. Medina. Motion carried.

19. COUNTY MANAGER'S PERSONNEL RECOMMENDATIONS TO HIRE HOUSING SPECIALIST POSITION WITH THE SAN MIGUEL COUNTY SECTION 8 HOUSING PROGRAM AS PER THE RECOMMENDATION OF GILBERT ALMANZA, SECTION 8 HOUSING ADMINISTRATOR. DEPARTMENT.

County Manager Les Montoya submitted the following recommendations for hire to fill the position of Housing Specialist position with the San Miguel County Section 8 Housing program as per the recommendation of Gilbert Almanza, Section 8 Housing Administrator Department:

Probationary Employee

Bernadine Medina Housing Specialist Salary: \$17,680.00 Annually

January 16, 2006

Commissioner Kenneth C. Medina noted for the record that there was no relation to Bernadine Medina.

Motion made by Commissioner Kenneth C. Medina to approve recommendation to fill the position of Housing Specialist with the San Miguel County Section 8 Housing program as per the recommendation of Gilbert Almanza, Section 8 Housing Administrator. Second by Vice-Chairman Hugh H. Ley. Motion carried.

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

County Manager Les Montoya submitted the following recommendations for hire to fill the position of Maintenance Worker I with the San Miguel County Public Works Division as per the recommendation of Harold Garcia, Public Works Division Supervisor:

Probationary Employee

Frank Archuleta Maintenance Worker I Salary \$14,520.00 Annually

Date of Hire: January 16, 2006

Motion made by Commissioner Kenneth C. Medina to approve recommendation to fill the position of Maintenance Worker I with the San Miguel County Public Works Division as per the recommendation of Harold Garcia, Public Works Division Supervisor. Second by Vice-Chairman Hugh H. Ley. Motion carried.

21. COUNTY MANAGER'S PERSONNEL RECOMMENDATIONS TO HIRE AND TO RATIFY THE FOLLOWING INDIVIDUALS TO FILL THE POSITIONS AT THE SAN MIGUEL COUNTY DETENTION CENTER

County Manager Les Montoya submitted the following recommendations for hire:

Probationary Employees:

Isaiah Romero Date of Hire:	Detention Officer December 19, 2005	Salary: \$17,848.28
Jesse Crespin Date of Hire:	Detention Officer January 2, 2006	Salary: \$17,843.28
Eusebio Valdez Date of Hire:	Detention Officer January 2, 2006	Salary: \$17,843.28
Shawn Cobb Date of Hire:	Detention Officer January 16, 2006	Salary: \$17,843.28
Ismael Tarrango Date of Hire:	Detention Officer January 16, 2006	Salary: \$17,843.28

Motion made by David Salazar to approve recommendations of hire as presented Second by Vice-Chairman Hugh H. Ley. Motion carried.

22. PERSONNEL ACTIONS

County Manager Les Montoya submitted Personnel Actions that have taken place in San Miguel County for ratification and approval.

23. SAN MIGUEL COUNTY BOARD OF FINANCE MEETING

Chairman LeRoy H. Garcia announced that the Board of County Commissioners would meet as the Board of Finance for San Miguel County.

24. FINANCIAL RESOLUTION 2006-01-09-F1

Finance Division Supervisor Melinda Gonzales submitted for approval Resolution No. 2006-01-09-F1 as presented.

Ms. Gonzales went over the adjustments. Discussion ensued.

Motion made by Vice-Chairman Hugh H. Ley to approve Resolution No. 2006-01-09-F1 as requested. Second by Commissioner David Salazar. Motion carried.

25. RESOLUTION 2006-01-09-F2 APPROVING THE SOLE COMMUNITY REQUEST MADE BY ALTA VISTA HOSPITAL

Finance Division Supervisor Melinda Gonzales submitted for review and approval for Resolution No. 2006-01-09-F2 Approving the Sole Community Request made by Alta Vista Hospital.

Ms. Gonzales informed the Commission that every year hospitals requesting sole-community provider funding are required to submit their next fiscal year funding requests. Alta Vista submitted their FY 06/07 request in the amount of \$863,317.00, the amount of this increase represents a 5% increase as compared to the amount of \$822,207.00 the previous year. Discussion ensued.

Vice-Chairman Hugh H. Ley expressed his concerns regarding the amount of current and prior year Sole Community Funding that Alta Vista Hospital still has on hand and also expressed concerns regarding ambulance services that need to be provided. Discussion ensued.

Vice-Chairman Hugh H. Ley recommended that this item be tabled and to form a task force and address this matter further.

Motion made by Vice-Chairman Hugh H. Ley to table this item. Second by Commissioner David R. Salazar. Motion carried.

26. RESOLUTION 2006-01-09-F3 REQUESTING PERMISSION AND APPROVAL TO REMOVE SOLID WASTE ACCOUNTS FROM THE SYSTEM

Finance Division Supervisor Melinda Gonzales informed the Commission that prior to turning accounts over to the collection agency the Solid Waste Billing Clerk reviewed the accounts that were most delinquent. The review consisted of a comparison of accounts/owners to the Assessors system and to other accounts within the Solid Waste Billing Systems. Based on this review there were accounts that were determined to be invalid.

Finance Division Supervisor Melinda Gonzales submitted for approval Resolution No. 2006-01-09-F3 Requesting permission and approval to remove Solid Waste Accounts from the System.

Motion made by Commissioner Kenneth C. Medina to approve Resolution No. 2006-01-09-F3 Requesting permission and approval to remove Solid Waste Accounts from the System as requested. Second by Commissioner David R. Salazar. Motion carried.

27. CASH BALANCE REPORT

Finance Division Supervisor Melinda Gonzales went over the Cash Balance Report. Discussion ensued.

No action taken; for information only.

28. ACCOUNTS PAYABLE LISTING

Finance Division Supervisor Melinda Gonzales submitted Accounts Payable Listing for approval and certified each expenditure as a true and legitimate expense.

Motion made by Vice-Chairman Hugh H. Ley to approve Accounts Payable Listing as presented. Second by Commissioner 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 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 Kenneth C. Medina to retire into Executive Session at 11:30 a.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 Hugh H. Ley. Motion carried.

Roll call was taken before County Commission retired into Executive Session.

Chairman LeRoy H. Garcia yes
Vice-Chairman Hugh H. Ley yes
Commissioner Kenneth C. Medina yes
Commissioner Susano Ortiz absent
Commissioner David Salazar yes

Unanimous vote to retire into executive session.

Chairman LeRoy H. Garcia called the meeting back into public session at 12:00 noon.

The record will show no action was taken in Executive Session, and matters discussed in the closed meeting were limited only to those specified in the motion for closure.

The Board of County Commissioners, the County Manager and David Juliani from the Daily Optic toured the entire jail facility.

ADJOURNMENT

Motion made by Commissioner Kenneth C. Medina to adjourn. Second by Vice-Chairman Hugh H. Ley. Motion carried.

The record will show the time is 12:50 p.m.

Approved this	day of	, 2006 as the Official Minutes of
the Board of County Comr	missioners of	f San Miguel County, New Mexico.
LeRoy H. Garcia, Chairm	an	Hugh H. Ley, Vice-Chairman
David R. Salazar Commiss	sioner	Kenneth C. Medina, Commissioner
Susano Ortiz, Commission	ner	
ATTEST		
Paul Maez, County Clerk		
1 dui Macz, County Clerk		
Minutes Submitted by: Ge	 raldine E. Gr	utierrez