

**MINUTES OF THE REGULAR MONTHLY MEETING
OF THE BOARD OF COUNTY COMMISSIONERS OF
SAN MIGUEL COUNTY, NEW MEXICO,
HELD TUESDAY, JUNE 10, 2014, BEGINNING AT 1:30 P.M.**

CALL TO ORDER AND ROLL CALL

Chairman Nicolas T. Leger called the meeting to order at 1:32 p.m., at the Commission chambers on the 2nd 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 Padilla, and a second by Commissioner Ortiz, the Commission approved the minutes of its regular monthly meeting held May 13, 2014; and upon a motion by Commissioner Sena and a second by Commissioners Padilla, the Commission approved the minutes of its emergency meeting held May 21, 2014. ***[Unless otherwise indicated, minutes are approved without change, correction or revision.]***

APPROVAL OF AGENDA

County Manager Les Montoya requested that Item 12 be removed from the Agenda, and that Item 5 be advanced and considered following Item 1, and upon a motion by Vice Chairman Ortega and a second by Commissioner Ortiz, the Agenda was approved with the aforesaid amendments recommended by the County Manager. ***[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 public input forum began at 1:36 p.m., and the following three persons addressed the Commission concerning oil and gas exploration in the county, and urged the Commission to extend the oil and gas moratorium for a period of at least two years, to allow sufficient time to gather information and data relating to land and water contamination, fracking-induced earthquakes, methane gas contamination, and to otherwise protect land and water, for the reasons expressed by each: Bill Madison, Lee Einer and Cathy Kahn, who also suggested that the County disseminate its meeting notices via Facebook. [An audio recording of all presentations is preserved by the County Clerk's office, and available for inspection and copying at any time during regular business hours; and submissions made by speakers are received and preserved by county staff.]

The public input forum ended at 1:48 p.m.

INTRODUCTION OF NEW EMPLOYEES

The County Manager noted the recent hiring of county employee Livorio Vigil (Crusher Plant Equipment Operator III), who was not present.

**AT 1:49 P.M., THE COMMISSION PROCEEDED
TO REGULAR ORDER, AS FOLLOWS:**

ITEM 1: PROCLAMATION IMPOSING FIREWORKS RESTRICTIONS

Chairman Leger introduced this Item, informing all in attendance that the Commission had before it a Proclamation imposing fireworks restrictions in the unincorporated areas of the county, as permitted by Section 60-2C-8.1, NMSA 1978. Leger then invited County Fire Chief Russell Pacheco to explain the Proclamation, and the need for its adoption, and Pacheco informed the Commission that among other factors, the National Weather Service indicates severe or extreme drought conditions for San Miguel County in the foreseeable future. Leger then convened a public hearing on the proposed Proclamation and invited public input and comment.

Whereupon, the following persons appeared before the Commission and urged adoption of the Proclamation, expressing their concerns about fire danger and the need to be vigilant in preventing fires throughout the county: Eric Roybal, Chief of the Pecos

Canyon Volunteer Fire Department, Pat Galligan, Bill Madison, firefighter Timothy Cunningham, Martin Honnegger, Chief of the Trementina Volunteer Fire Department, Andres Martinez, Chief of the Gallinas Volunteer Fire Department, Bernadette Fernandez, and Catherine Kahn.

After a three-time call by Chairman Leger, no other persons came forward to speak, and Leger entertained a motion to adoption the Resolution. Whereupon Commission Padilla moved and Vice Chairman Ortega seconded, adoption of the Proclamation imposing fireworks restrictions in the unincorporated areas of the county, and the motion passed unanimously upon a roll call vote of the Commissioners, each Commissioners voting in the affirmative.

ITEM 5: P&Z APPLICATION SV-0025/VACATION OF PENDARIES PLAT

[This item was advanced on the Agenda, per the recommendation of the County Manager and the action taken by the Commission as noted under Approval of Agenda, above.]

Planning & Zoning Supervisor Alex Tafoya introduced this Item, and informed the Commission that the Pendaries Village Community Assn. had made application to vacate five lots, and merge them into two lots, for the purpose of complying with size requirements imposed by the NM Environment Department for the installation of a septage system.

Chairman Leger then convened a public hearing on the aforesaid application, and two persons spoke in favor of granting the application, namely, Danelle J. Smith, attorney for the applicant, and Chris Lopez.

No other persons seeking to address the Commission on the matter, Chairman Leger entertained a motion on the application, and Commissioner Padilla moved that the above-numbered Application be approved. Upon a second by Vice Chairman Ortega, the motion carried unanimously upon a roll call vote, each Commissioner voting in the affirmative.

ITEM 2: ADOPTION OF ORDINANCE NO. 06-10-14-SAFETY NET

Upon a presentation by County Manager Les Montoya, Chairman Leger convened a public hearing on the above-titled and –number proposed ordinance, and after a three-time call by Leger, no person came forward to speak either for or against adoption of the ordinance.

Whereupon, Chairman Leger asked the county attorney if the matter was ripe for decision by the Commission, and the county attorney stated that a Resolution proposing adoption of the ordinance was adopted at the last regular monthly meeting of the Commission, that notice of the title and summary of the proposed ordinance was duly

published in the Optic at least two weeks in advance of today's hearing, and that the matter of adopting the ordinance was properly before the Commission.

Whereupon, at 2:39 p.m., Commissioner Ortiz moved and Commissioner Padilla seconded, adoption and enactment of Ordinance No. 06-10-14-SAFETY NET, and upon a call of the roll, the ordinance was adopted unanimously, each Commissioner voting in the affirmative.

ITEM 3: ORDINANCE NO. 06-10-14-OIL AND GAS MORATORIUM

Consideration of this Item began at 2:41, upon a presentation by Planning & Zoning Supervisor Alex Tafoya, who summarized as follows: That at its last regular monthly meeting the Commission adopted a Resolution proposing the moratorium ordinance which is before the Commission today, and that notice of today's hearing on the proposed moratorium ordinance, together with the ordinance itself, were published in the Las Vegas Optic at least two weeks in advance of today's hearing.

Whereupon, Chairman Leger convened a public hearing on the above-titled and numbered oil and gas moratorium ordinance, and the following persons came forward to address the Commission, each urging the Commission to impose a moratorium longer than six months, for all the reasons expressed by each, including their opposition to hydraulic fracturing, their concern for water and air contamination, the need for the Commission to have adequate time to consider the voluminous data and public input concerning oil and gas development, and sundry related matters: Ralph Laumbach, Zi Pinsley, Bernadette Fernandez, Sierra Fernandez and Molly Smollett. *[An audio recording of all presentations is preserved by the County Clerk's office, and available for inspection and copying at any time by any person during regular business hours; and submissions made by speakers are received and preserved by county staff.]*

At 2:53 p.m., Chairman Leger asked if any other persons desired to address the Commission, and Rock Ulibarri came forward and was recognized. Ulibarri also urged that the Commission impose a moratorium longer than six months, noting in particular that air quality control standards cannot be implemented in six months. Ulibarri suggested that perhaps a compromise could be reached, and the Commission could agree to a one-year moratorium extension.

At 2:55 p.m., Chairman Leger three-times asked if any other persons desired to speak on the proposed oil and gas moratorium ordinance, and no person came forward.

Commissioner Padilla then sought recognition and expressed his position that six months time may not be adequate to review and consider all the input concerning oil and gas exploration and development and its consequences, and that he thought a longer moratorium period was in order. Commissioner Padilla also asked the county attorney if the proposed moratorium ordinance could be changed at today's meeting, and the attorney answered in the affirmative, that upon a motion and second, the

proposed moratorium period could be properly amended, and the amendment voted upon by the Commission.

Commissioner Sena then stated his position that the Commission should abide by the recommendation made by the Planning & Zoning Commission, that the moratorium be extended for two years.

Vice Chairman Ortega then stated his position that the Commission had already undertaken much work in developing a reasonable ordinance, and asked whether all the work "had been done for nothing."

Commissioner Padilla said he believed the work done by the Commission had not been wasted, but that the Commission should not rush and "corner ourselves into six months," adding that it was his desire to protect the public health and safety; and Commissioner Sena added, "What is the rush, why an arbitrary six months?"

At this time Vice Chairman Ortega took to his feet and addressed his concerns to the audience, and Ortega was called out of order by Chairman Leger.

Commissioner Ortiz then stated his position that he supports a six-month extension of the moratorium, and if after six months the Commission is not yet ready to adopt an oil and gas ordinance, the moratorium can be extended at that time.

Chairman Leger concluded debate by stating he was confident the Commission could conclude its work in six months and enact a reasonable ordinance which would protect the public health and safety of County residents, and simultaneously withstand a legal challenge.

Whereupon, at 3:18 p.m., Commissioner Padilla moved and Commissioner Sena seconded, that the proposed moratorium ordinance be amended to extend the moratorium from six months to one year. Upon a call of the question, and a roll call of the Commission by the Clerk, Padilla's motion was not adopted, Commissioners Leger, Ortega and Ortiz voting nay, and Commissioners Padilla and Sena voting aye.

Thereafter, at 3:20 p.m., Chairman Leger moved that the proposed ordinance imposing a six-month moratorium on the consideration or granting of any permit for oil and gas exploration or development in San Miguel County, be approved, and upon a second by Commissioner Ortiz, and a call of the roll by the Clerk, Leger's motion was adopted and the Ordinance adopted and ordained, Commissioners Leger, Ortega and Ortiz voting in the affirmative, and Commissioners Padilla and Sena voting in negative.

ITEM 4: CONCEPTUAL PARKING ANALYSIS FOR COUNTY ADMIN. BUILDING

[At 3:23 p.m. Chairman Leger recused himself from participation concerning this Item of the Agenda, noting that property owned by him and his wife (immediately south of the

courthouse) is one of the several parcels included in the land and real estate for which a conceptual analysis and presentation will be made under this Item, and Leger then absented himself from the Commission chambers and asked Vice Chairman Ortega to assume the gavel.]

Vice Chairman Ortega proceeded with the meeting in the absence of Chairman Leger, and asked County Manager Les Montoya to introduce this Item. The County Manager informed the Commission that it had previously expressed an interest in exploring expanded and additional parking areas surrounding the county courthouse. For this purpose, Montoya said, the County engaged the services of Verlyn Miller & Associates, an engineering firm retained by the County under a professional services agreement, to undertake an analysis of parking expansion, and present a conceptual analysis to the Commission.

Whereupon Vice Chairman Ortega recognized Verlyn Miller and his associate, John Hawkus, who made a presentation to the Commission, including overhead projections and layouts of nine discrete (and combined) options for which a parking analysis was made by them. The several options include property adjacent to the courthouse, both to the north and south, and would require purchase of the sites by the County. As to each layout, the number of parking spaces available from each site was discussed by the engineers and Commissioners; as was the possibility of closing affected streets, including Morrison and Valencia, depending on the sites later selected.

Upon inquiry from Vice Chairman Ortega, and discussion by Commissioners, the Commission came to the consensus that Layouts 9 and 10 be further evaluated as serious possibilities, and that Layout 1 (as recommended by Commissioner Sena) also be looked at for acquisition by the County for expansion, not necessarily parking.

Whereupon, at 4:11 p.m., Vice Chairman Ortega announced the aforesaid consensus expressed by the Commission, and directed the County Manager to proceed accordingly, perhaps with cost estimates for the parcels and availability of metes and bounds descriptions for same.

[At 4:12 p.m., Vice Chairman Ortega announced that the Commission would take a short recess; and the Commission reconvened at 4:25 p.m., with all Commissioners present, including Chairman Leger, who resumed the gavel, and the meeting proceeded as follows:]

ITEM 5: P&Z APPLICATION SV-0025/VACATION OF PENDARIES PLAT

[This Item was taken up by the Commission previously, immediately after Agenda Item 1, above.]

ITEM 6: SMC REP. ON NMAC INSURANCE AUTHORITY/WORKERS' COMP.

Upon a motion by Commissioner Sena and a second by Commissioner Ortiz, County Commissioner Arthur J. Padilla was designated as the County's representative on the Workers' Compensation Pool of the New Mexico Insurance Authority (NMAC), and County Manager Les Montoya was designated as the alternate representative.

ITEM 7: ICIP PROJECT LIST FOR 2016-2020

After a presentation by P&Z Supervisor Tafoya, Commissioners engaged in a discussion of Tafoya's written list of projects identified for funding applications for Infrastructure Capital Improvement funds for the years 2016 to 2020. All Commissioners concurred with the project listing, noting that the list was subject to change by the Commission at a later time, and Commissioner Padilla requesting that a bridge at Cañoncito be added to the project list. (No formal action was taken by the Commission.)

ITEM 8: ACCEPTANCE OF ROBINSON QUITCLAIM DEED

After a presentation by County Manager Les Montoya, the Commissioners engaged in a general discussion relating to whether the advantageous, or not, of accepting a donation of property at Ranchos Lake Conchas, from David and Barbara Robinson.

Following the aforesaid discussion and deliberation, Chairman Leger recommended that the matter of acceptance of the Robinson quitclaim deed be tabled, pending review by staff as to the value and location of the property, and other relevant matters; and thereupon Commissioner Sena moved, and Commissioner Padilla seconded, that acceptance of the Robinson quitclaim deed be tabled, and the motion carried by unanimous voice vote of all Commissioners.

ITEM 9: AGREEMENT EXTENSION FOR EMPLOYEE ASSISTANCE PROGRAM

Upon a presentation by Human Resources Supervisor Kiki Arellano, and the recommendation of the County Manager, Vice Chairman Ortega moved and Commissioner Padilla seconded, renewal of agreement with Deer Oaks EAP Services for the County's Employee Assistance Program (EAP), for one year beginning July 1 2014 through June 30, 2015.

ITEM 10: INMATE CONFINEMENT AGREEMENT WITH CITY OF LAS VEGAS

Upon the recommendation of Warden Patrick W. Snedeker, Commissioner Ortiz moved and Vice Chairman Ortega seconded, approval of agreement for confinement of City of Las Vegas prisoners at the SMC Detention Center, at \$80.00 per day, per inmate.

ITEM 11: INMATE CONFINEMENT AGREEMENT WITH HARDING COUNTY

Upon the recommendation of Warden Snedeker, Commissioner Sena moved and Vice Chairman Ortega seconded, approval of agreement for confinement of Harding County prisoners at the SMC Detention Center, at \$45.00 per day per inmate, and a booking fee of \$20.00 per inmate.

ITEM 12: INMATE CONFINEMENT AGREEMENT WITH CIBOLA COUNTY

[This Item was removed from the Agenda, as per action of the Commission, as noted under Approval of Agenda, above.]

ITEM 13: AGREEMENT WITH LCC FOR DETAINEE EDUCATION

Upon the recommendation of Warden Snedeker, Vice Chairman Ortega moved and Commissioner Sena seconded, approval of the Agreement between Luna Community College and SMC, for GED preparation, literacy improvement and work readiness classes for Detention Center detainees, for the period July 1 2014 through June 30, 2015.

ITEM 14: AGREEMENT WITH LCC FOR TRAINING ACADEMY PROGRAM

Upon the recommendation of Warden Snedeker, Vice Chairman Ortega moved and Commissioner Sena seconded, approval of the Agreement between SMC and Luna Community College, for educational services for the NM Detention Centers Training Academy Program, for the period July 1 2014 through June 30, 2015.

ITEM 15: UNCOLLECTIBLE BILLINGS AT DETENTION CENTER

Upon the recommendation of Warden Snedeker, Commissioner Ortiz moved and Vice Chairman Ortega seconded, declaration and determination that certain billings (as identified in the written memorandum provided to the Commission by Warden Snedeker), be declared uncollectible under NM law (Section 33-3-14, NMSA 1978).

ITEM 16: AMENDMENT TO PPA FOR INTERGALACTICA, LLC

Upon the recommendation of P&Z Supervisor Tafoya, Commissioner Padilla moved and Commissioner Ortiz seconded, approval of amendment to the Project Participation Agreement between SMC and Intergalactica, LLC, relating the timelines/deadlines for funding disbursements for this LEDA project, as recommended by the NM Economic Development Department.

ITEM 17: PERSONNEL ACTIONS FOR MAY, 2014

Upon a presentation by Human Resources Supervisor Kiki Arellano, and the recommendation of the County Manager, Commissioner Padilla moved and

Commissioner Sena seconded, approval and ratification of personnel actions and changes made in the County for the month of May, 2014.

ITEM 18: APPROVAL OF EMPLOYMENT/DETENTION CENTER

Upon the recommendation of the County Manager and Warden Snedeker, Commissioner Sena moved and Commissioner Padilla seconded, the approval of employment of Michael A. May as a Detention Officer at the SMC Detention Center, effective May 27, 2014, as a probationary employee at a salary of \$20,900.00.

ITEM 19: APPROVAL OF EMPLOYMENT/PUBLIC WORKS DIVISION

Upon the recommendation of the County Manager and Public Works Division Supervisor Harold Garcia, Commissioner Sena moved and Commissioner Ortiz seconded, approval of employment of Ted J. Garcia as Equipment Operator III with the Public Works Division, effective June 23, 2014, as a probationary employee at a salary of \$23,750.00.

ITEM 20: AGREEMENT WITH O.L.O.S. PARISH FOR PARKING AREAS

Upon a presentation by Human Resources Supervisor Arellano, and the recommendation of the County Manager, Commissioner Ortiz moved and Commissioner Padilla seconded, approval of Agreement between SMC and Our Lady of Sorrows Parish for use of the church owned parking lots at Valencia Street and New Mexico Avenue, for parking by county and court employees.

[During consideration of this Item, Vice Chairman Ortega was temporarily absent from the Commission chambers.]

ITEM 21: APPROVAL OF EMPLOYMENT/SHERIFF'S DEPARTMENT

Upon the recommendation of the County Manager and Sheriff Benjie Vigil, Commissioner Sena moved and Commissioner Padilla seconded, approval of employment of Eric A. Esquibel as a Sheriff's deputy, effective June 9, 2014, as a probationary employee at a salary of \$27,550.00.

[During consideration of this Item, Vice Chairman Ortega was temporarily absent from the Commission chambers.]

ITEM 22: APPROVAL OF OUT-OF-STATE TRAVEL FOR NACO CONFERENCE

Upon the recommendation of the County Manager, Commissioner Ortiz moved and Commissioner Padilla seconded, approval of out-of-state travel for the County Manager and such other county officials as may attend the annual conference of the National Association of Counties.

[During consideration of this Item, Vice Chairman Ortega was temporarily absent from the Commission chambers.]

ITEM 23: PRESENTAION RE PROPOSED CHANGES TO SOLID WASTE ORD.

[At 5:27 p.m., Vice Chairman Ortega returned to the Commission chambers, and was present and in attendance during the remainder of the meeting.]

Public Works Supervisor Harold Garcia made a presentation to the Commission concerning changes he and the County Manager would propose at a later time, for revision of the County's Solid Waste Ordinance. The revisions/amendments to be recommended by staff relate generally to a regional solid waste facility, expansion of recycle services, upgrading of the billing system and the possibility of making solid waste a stand-alone funding enterprise, establishing fixed rates and revising variable rates, and making a tie-in to the Consumer Price Index.

Whereupon Commissioners asked questions of both Garcia and the County Manager, and engaged in a discussion of the proposed revisions outlined by Garcia, and all Commissioners expressed their general support, with Chairman Leger indicating that staff should be ready to support any fee increases with supporting data, and Commissioner Padilla suggesting that a copy of any proposed draft ordinance (amendments) be submitted to Commissioners.

No formal action was taken by the Commission, and this Agenda Item was limited to a presentation and discussion.

ITEM 24: AGREEMENT FOR ANIMAL CONTROL SERVICES WITH AWC

Upon a presentation and recommendation by Public Works Supervisor Garcia, Commissioner Padilla moved and Vice Chairman Ortega seconded, approval of Agreement between SMC and Animal Welfare Coalition of Northeastern New Mexico, for animal control services for the County. (AWC is the organization which is presently retained to operate the animal control shelter for the City of Las Vegas.)

ITEM 25: PUBLIC WORKS DIVISION MONTHLY REPORT FOR MAY, 2014

[At 5:55 p.m., Chairman Leger absented himself temporarily from the Commission chambers, and Vice Chairman Ortega assumed the gavel.]

Public Works Division Foreman Rudy Salazar addressed the Commission, noting he had submitted his regular written monthly report to the Commission in advance of the meeting. Salazar then stood for questions from Commissioners, who expressed the following:

Vice Chairman Ortega: Inquired about road work in Sabinoso and San Rafael following flooding in those areas, and Salazar and Harold Garcia replied that both roads were

repaired and are now safe for travel, and Garcia further noted that if the contractor for the Sabinoso road did not perform adequately, the County will request that job be re-done; asked when trees will be cut near the United World College and about a bar ditch/drainage problem in the area; asked whether crusher was still not operating; and whether equipment schedule (blade) was on track. (Both Salazar and Garcia stated that Ortega's concerns would be addressed at the UWC, and that the equipment schedule has been modified due to recent rains.)

Commissioner Ortiz: Commended the Road Department, and told Salazar, "Rudy, you're doing a great job."

Commissioner Padilla: Expressed his pleasure with the work at Cañoncito, but said that one of the culverts should have been placed farther west from existing culverts. (H. Garcia responded that the County's engineer is presently determining whether a modification needs to be made in relation to the culverts.)

Commissioner Sena: Said he appreciated the work done in the Sabinoso area, and that people there are very pleased; that the road to Leyba continues to be a washboard, but he understands that little can be done to remedy the problem, caused by dry conditions; that dust continues to be a problem on the road in the Ribera area, and suggested that gravel may be needed there, to which H. Garcia replied that a work order has been entered for gravel on the Ribera road.

[At 6:03 p.m., during the closing discussion of this Item, Chairman Leger returned to the Commission chambers, but indicated he had no questions relating to the Public Works monthly report.]

ITEM 26: CAPITAL OUTLAY APPROPRIATION AGREEMENT 13-1870

Upon the recommendation of P&Z Supervisor Tafoya, Commissioner Sena moved and Commissioner Ortiz seconded, approval and ratification of Capital Outlay Appropriation Agreement No. 13-1870, for improvements to county roads, in the amount of \$287,000.00, and ratifying the County Manager's signature upon and execution of said Agreement, which has been returned to the NM Department of Transportation.

ITEM 27: APPROVAL OF DWI GRANT AGREEMENT No. 15-D-J-G-26

Upon the recommendation of DWI Program Coordinator Wendy Armijo, Vice Chairman Ortega moved and Commissioner Ortiz seconded, approval of the above-numbered Agreement providing funds to the SMC DWI Program in the amount of \$32,300.00.

**AT 6:17 P.M., HAVING CONCLUDED ITS REGULAR ORDER,
THE COUNTY COMMISSION CONVENED AS THE
COUNTY BOARD OF FINANCE, AS FOLLOWS:**

ITEM 28: COUNTY TREASURER'S MONTHLY REPORT

County Treasurer Bertha Bustamante made her monthly report to the Board of County Commissioners. Bustamante said her office is running smoothly, and that property tax collections are at 85%, which is typical at this time of year. Bustamante also informed the Commission (and the public) that her office will now close at noon, but remain open until 5:00 p.m., daily. Commissioners all thanked Bustamante for her presentation.

ITEM 29: INDIGENT BURIAL PAYMENT TO ROGERS MORTUARY

Upon the recommendation of Finance Supervisor Melinda Gonzales, Commissioner Sena moved and Commissioner Ortiz seconded, approval of an indigent burial payment to Rogers Mortuary in the amount of \$1,200.00, as authorized by law.

ITEM 30: APPROVAL OF ACCOUNTS PAYABLE

Upon the recommendation of Finance Supervisor Gonzales, Commissioner Padilla moved and Commissioner Ortiz seconded, approval of the following Accounts Payable, Gonzales certifying by concurrent written instrument that all payments are lawful and proper: Items 2014-10-246 through 2014-10-487, and Items 2014-11-1 through 2014-11-392, for the period between April 26 2014, and May 25, 2014.

ITEM 31: CASH BALANCE REPORT AS OF MAY 23, 2014

Finance Supervisor Gonzales informed the Commission of the County's cash balance as of May 23, 2014. (The Item is presented for the Commissioners' information, and formal Commission action is neither sought nor required.)

ITEM 32: APPROVAL OF BUDGET RESOLUTION 2014-096-11-F1

Upon the recommendation of Finance Supervisor Gonzales, Commissioner Sena moved and Vice Chairman Ortega seconded, approval of the above-numbered Resolution, transferring \$20,000.00 from the General Fund to the Housing Fund, to be used for operation of the SMC Housing Program for FY 14/15.

**HAVING CONCLUDED ITS
MEETING AS THE COUNTY BOARD OF FINANCE,
THE COMMISSION PROCEEDED AS FOLLOWS:**

At 6:24 p.m., 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 **6:25 p.m.**, Commissioner Sena moved and Commissioner Padilla 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 **7:55 p.m.**, Commissioner Sena 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 **7:55 p.m.** Commissioner Ortiz moved and Commissioner Sena seconded, adjournment of the meeting, the motion carried and the meeting was duly adjourned.

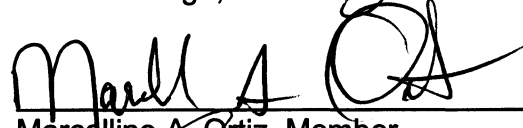
MOVED, SECONDED AND ADOPTED this 9th day of July, 2014, by the Board of County Commissioners of San Miguel County, New Mexico, as the official minutes of its regular monthly meeting held June 10, 2014.



Nicolas T. Leger, Chairman



Ron R. Ortega, Vice Chairman



Marcellino A. Ortiz, Member

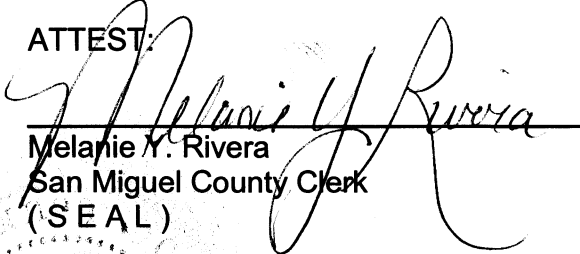


Arthur J. Padilla, Member



Gilbert J. B. Sena, Member

ATTEST:



Melanie Y. Rivera
San Miguel County Clerk
(SEAL)

