

The Board of County Commissioners, in and for the County of Otero, State of New Mexico, met in a Work Session at the Otero County Courthouse in Alamogordo, County and State aforesaid. Meeting called to order by the Chairman at 9:00 a.m., March 8, 2006; and he announced that reasonable notice for this meeting was given to the Alamogordo Daily News, and to Radio Stations, KPSA, KINN and KYEE.

Present:

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| Doug Moore | Chairman |
| Clarissa McGinn | Vice-Chair person |
| Michael Nivison | Member |
| Dr. Martin Moore | County Manager |
| Ray Backstrom | Assistant County Manager |
| Dan Bryant | County Attorney |
| Bobbie Reyes | Department Assistant |
| Bill Lee Parker | Road Superintendent |
| Lynn Estrada | Deputy Clerk |

John Blansett gave the invocation. Commissioner Moore led the Pledge of Allegiance and the Salute to the Flag of the State of New Mexico.

1. Consent Agenda:

- a. Approval of Minutes
- b. Bills Lists #35, #36, #37

- c. Health Care Services for December 2005
- d. Personnel-New hires, promotions and transfers.

2. Purchasing:

a. Sealed bid #06-001 to purchase 2 20,000 gallon water tanks and concrete pad plus all appurtenant work.

b. Sealed bid #06-021 to monitor the water table on four wells located at Boles Acres. The bid cost is 250.00 a month

Commissioner Nivison had a question about the amount, is this amount negotiable. Ginger Herndon, Purchasing Agent, stated this is a sealed bid, so we don't have the ability to negotiate. Dan Bryant stated that in a sealed bid we define the scope of work. We have been doing this for a couple of years and this is the County effort to help the residents keep track of the water tables in that area.

c. Sealed bid #06-022 to tile and cove base 2nd and 3rd floor of the courthouse. The bid cost of the project is \$53,000.

Donna Brandon, Financial Director, stated this amount is about 18,000 higher than what Tony Rogers had projected last year. Therefore there were some projects that he had appropriated for in Capital Outlay were done away with to fund this item. Commissioner Moore requested a breakdown of approved Capital Outlay projects, where they are coming in and what funds will be left to accomplish the projects that were budgeted for.

d. Approve and sign the contracts with Kells-Craig Architects regarding the Tularosa Red Brick Building.

Dan Bryant stated that the recommendation is to approve the two architectural contracts. There

was significant concern about the 11.25% architectural fee expressed in the agreements. We went back to the architectural firm and spoke with Mr.Kells to provide us with written background and documentation on how he calculated this fee. That standard architectural fee is 7.25%, but because this project is a renovation and a project that is subject to the rules concerning historic preservation, the States fee scale allows two 1 1/4% adds to the 7.25 fee. There are two contracts that need to be executed and approved. The first one is the architectural contract for architect services and the second one is an additional oversight and monitoring contract. There is no fee for the second contract. Evelyn Trammell, with the Red Brick Foundation, stated that they have another grant writer, Karen Lerner, on their board now. She will be applying for several grants for the Red Brick Foundation.

3. Resolution, Contracts and Agreements:

a. Resolution No. 03-14-06/94-56 budget increase of \$6,006.00 re-appropriating auction proceeds to the Boles Acres Fire Department's surplus of equipment.

Ms Brandon stated that we had an auction in February and sold surplus equipment. The proceeds from that auction were deposited into the funds of the selling department. The three Fire Departments wished to re-appropriate their auction proceeds so they could spend them this year.

b. Resolution No. 03-14-06/94-57 budget increase of \$409.50 re-appropriating auction proceeds to the Far South Fire Department's surplus of equipment.

c. Resolution No. 03-14-06/94-58 budget increase of \$934.57 re-appropriating auction proceeds to the Dungan Fire Department's surplus of equipment.

d. Resolution No. 03-14-06/94-59 budget increase of \$7,776.00 for Domestic Violence to provide for the expenditure of funds from a Domestic Violence Grant.

e. Resolution No. 03-14-06/94-60 budget increase for Otero County Volunteer Fire Departments. The Governor recently signed a bill which provides predominately Volunteer Fire Departments 10% additional funding to offset high fuel and heating costs.

Ms Brandon stated that House Bill 8 was approved and signed by the Governor which appropriated an additional 10% of their State Fire Fund allotment to help offset the additional cost of fuel and heating.

f. Resolution No. 03-14-06/94-61 budget increase of \$33,250.00 for Law Enforcement/Neighborhood Watch to utilize a Neighborhood Watch Grant.

Ms Brandon stated that the Sheriff had received a grant in 2005 to establish a Neighborhood Watch Program. The money needs to be spent by July 1 and he is well on his way to spending the money. The money is being used to purchase signs and advertise the Sheriff's wares. The signs are available to anyone who requests them.

g. Amendment #1 to 2003 Legislative Appropriations for Capital Project/03-L-895, \$8,000.00 to construct and equip a road shop building.

Ms Brandon stated this appropriation was omitted from the contracts that were signed in 2003 to administer the legislative appropriations from 2003. This amendment is to include it in order for the County to be reimbursed.

h. Resolution No. 03-14-06/94-62 and Loan/Intercept Agreements regarding the 3000 Gallon Tanker for Dog Canyon Fire Department. This will aid the upgrade of the Dog Canyon VFD ISO rating, which may increase funding to the Department approximately \$16,000 per year which will cover the lease/purchase cost of the tanker in future years.

i. Resolution No. 03-14-06/94-63 regarding miles of roads maintained by Otero County as of

January 1, 2006.

j. Agreement 06-09 between Chaves County and Otero County for Housing of Juvenile Detainees.

Virginia Blansett, Detention Administrator, stated that this contract was received from Chaves County. Their intent is not to have a renewal clause in the contract. Ms. Blansett stated that Chaves County is used as a back-up if Dona Ana is full.

4. Elected Officials/Department Heads/Committee Reports:

a. Martin Moore-Request approval to accept the donation of property from Hueco Bolson Realty for the purpose of establishing and operating a Solid Waste Transfer Station on approximately 4.18 acres of land located across from the Otero County Prison Facility in Chaparral, NM.

Mr. Moore stated that there are several residents here tonight from Chaparral who have been working very hard to bring this Transfer Station into existence. We have received a Legislative Grant for \$430,000.00 to help construct and equip the station. Mr. Colquitt from Hueco Bolson has come forward to donate on a Deed the property needed to build the station. Commissioner McGinn stated that this will be another Convenience Center similar to La Luz. Commissioner Moore stated that we appreciate the donation of land. The community of Chaparral had solicited the Legislators for the appropriations for the Transfer Station.

John Colquitt stated that we would like to see the Transfer Station built and running as soon as possible.

This will help Chaparral tremendously with their solid waste problems. Mr. Colquitt introduced Betty McKnight who has been instrumental in holding trash drives in Chaparral, Dona Ana and Otero County. She re-confirmed the desperate need for a Transfer Station for the Chaparral area.

b. Martin Moore-Request approval to prepare an agreement allowing the Timberon Development Council to utilize the Bureau of Land Management Wildland Urban Interface community assistance funds received. To reduce fire fuels, thin trees and utilize chips for slash and small trees for a walking path in the Mary Glover Park.

Mr. Moore stated that the Mary Glover Park is a designated fire evacuation route for the community. Thinning this area will reduce a potential fire hazard. Timberon has raised money for this project and has received a \$30,000.00 grant from the Bureau of Land Management for thinning the trees, chipping and making footpaths in the park.

Everett Putney, Timberon Development Council, believes this will be a kick off program for the community. The Council is looking at making quite a few improvements in all the parks in Timberon.

c. John Blansett/Virginia Blasnett-MOU with the State to house State Prisoners in Otero County Detention Center.

5. Commission Discussion:

a. Commissioner Moore gave a brief report on the elk population and the upcoming hunt. The population of elk will try to be reduced to about 15,000 because of the drought.

b. Commissioner McGinn recognized Gloria Sainz for being elected as a Trustee to the Village of Tularosa.

c. Commissioner Nivison gave a report on the Stewardship Program being worked on with the Forest Service and the Mescalero Tribe. It addresses resources in the Lincoln National Forest. It will supply the mill with enough timber to keep it going for the next ten years.

6. Unscheduled Citizen Communications:

a. Maria Jesus Garcia, Chaparral resident, thanked the Commission for their help in getting ambulance service for the Chaparral community.

b. Cruz Hernandez, Chaparral resident, is very concerned with the issue of the landfill. There were no Public Hearings held for the people to voice their concerns. Commissioner Moore stated that Otero County submitted papers through the courts to be interceders. Dan Bryant stated that we are on the CDC proceeding with respect to the new set of Public Hearings that are going to be held on the Landfill portion. Commissioner Moore stated that we share your concerns and will be monitoring the situation.

7. Executive Session:

Commissioner Nivison made a motion to go into Executive Session to discuss pending and threatened litigation and personnel issues. The motion was seconded by Commissioner McGinn. Roll call was taken as follows:

Commissioner Nivison	yes
Commissioner Moore	yes
Commissioner McGinn	yes

Commissioner McGinn made a motion to come out of Executive Session having discussed pending threatening litigation related to item 20 listed on the agenda, MOU with the State to house State Prisoners in Otero County, having made no decisions. The motion was seconded by Commissioner Nivison. Roll call was taken as follows:

Commissioner Nivison	yes
Commissioner Moore	yes

Commissioner McGinn

yes

There being no further business before the Board the Chairman adjourned the meeting at 11:30 a.m.

APPROVED:

Doug Moore, Chairman

ATTEST:

Robyn Silva, County Clerk

Work Session March 8, 2006