

**COUNTY OF OTERO, NEW MEXICO**  
**COUNTY COMMISSION MEETING AGENDA**  
**COMMISSION CHAMBERS - Rm#253**  
**TUESDAY, APRIL 17, 2007 – 6:00 p.m.**

<b>Commission Chairman: Doug Moore, Commission District 1</b> <b>Commission Vice-Chairperson: Clarissa McGinn, Commission District 2</b> <b>Commission Member: Michael Nivison, Commission District 3</b>
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**INVOCATION**

**PLEDGE OF ALLEGIANCE**

**“I pledge allegiance to the flag of the United States of America, and to the republic for which it stands, one nation under God, indivisible, with liberty and justice for all.**

**SALUTE TO THE FLAG OF NEW MEXICO**

**“I salute the flag of the state of New Mexico, the zia symbol of perfect friendship among united cultures.”**

**NEW BUSINESS:**

- Proclamation: Proclamation and Certificate of Appreciation for the Retired & Senior Volunteer Program
- Proclamation: Meth Awareness Week
- Presentation: Presentation regarding the Upper Pecos watershed and Regional Water Planning by Stuart Hanson & Juan Hernandez

**CONSENT AGENDA**

*All items marked “CA” will be approved by a single motion, these items on the “Consent Agenda” are considered routine and should not require further discussion. Items can be removed at the request of a Commissioner, County staff, or a member of the public, removed items will be heard in the order of the numbered sequence.*

- CA    **A.    Approval of Bills Lists:**  
       (1)    #44, #45, #46, #47
  
- CA    **B.    Minutes:**  
       (2)    Work Session, March 21, 2007  
             Budget Work Session, March 21, 2007  
             Regular Meeting, March 27, 2007  
             Emergency Meeting, March 29, 2007

**C. Health Care Services:**

- CA (3) Consider approving or denying claims for our Sole Community Provider, Gerald Champion Regional Medical Center.
- 109 claims are recommended for approval for a total of \$158,815.39 and 25 claims for denial totaling \$82,192.67 through March 27, 2007.
  - 48 claims are recommended for approval for a total of \$79,868.48 and 11 claims for denial totaling \$21,772.49 through April 3, 2007.
  - 4 claims are also recommended for approval submitted to the Otero County Detention Rx Program for a total of \$440.14.

Submitted by: Gloria Sainz

**D. Purchasing:**

- CA (4) Consider approving sealed bid #07-018, Inmate Pharmacy Services contract for the Otero County Detention Center, to Lowe's Pharmacy, Alamogordo, (miscellaneous amounts). This will be a four (4) year contract with the option to renew yearly. Submitted by: Ginger Herndon/Virginia Blansett
- CA (5) Consider approving sealed bid #07-022 for the purchase of four (4) Self Contained Breathing Apparatus to include four (4) extra cylinders and four (4) masks, in the amount of (\$22,205.02) to NASCO, Colorado Springs, CO. This purchase is made by Emergency Services utilizing grant money from a Homeland Security Grant. Submitted by: Ginger Herndon/Paul Quairoli
- CA (6) Consider approving sealed bid #07-024, plumbing supplies for Twin Forks MDWCA, contingent upon the New Mexico Environment Departments approval. Morrison Supply, Alamogordo (\$11,064.62), Winnelson, Alamogordo (\$145,988.53), Cooper, Texas (\$38,538.76), HD Supply, Albuquerque (\$15,214.00). Total cost (\$210,805.91). This is a grant funded project with a budget of \$242,795.02. This item is a part of items 9 and 10. Submitted by: Ginger Herndon

**E. Resolutions, Contracts, & Agreements:**

- CA (7) Consider approving **Resolution No. 04-17-07/95-59**, execution and delivery of the loan and intercept agreement between Otero County and the New Mexico Finance Authority for the purpose of acquiring a fire emergency response vehicle. Funding for this vehicle has been approved by the New Mexico State Fire Marshal's Office using Fire Fund Allocation money. This request will not impact the general fund. Submitted by: Paul Quairoli
- CA (8) Consider approval to purchase a new 2008 Ford F-350 Pick-up truck under NM State Contract #70-000-00-04015 for use by the Emergency Services Coordinator. State Contract price is \$35,944.83, which includes the truck, fiberglass camper shell, and emergency vehicle lighting. Submitted by: Paul Quairoli

- CA (9) Consider approving **Resolution No. 04-17-07/95-60** for budget adjustments for the Upper Cox Canyon VFD, to reflect the receipt of a grant from the State Fire Marshals Office in the amount of \$180,000. The purpose of the grant is for the purchase of a Class "A" Pumper. Submitted by: Donna Brandon
- CA (10) Consider approving **Resolution No. 04-17-07/95-61** for budget adjustments for the Legislative Grant Fund to reflect the receipt of a grant from the Environmental Department for the Twin Forks Mutual Domestic Water Consumers Association in the amount of \$103,000. This is a severance tax bond. Submitted by: Donna Brandon
- CA (11) Consider approving the agreement between Twin Forks Mutual Domestic Water Consumers Association and Otero County to permit grant funded (06-1169) work replacing old water lines. Submitted by: Donna Brandon
- CA (12) Consider approving **Resolution No. 04-17-07/95-62**, banning burning in Otero County. Due to continued dry conditions and significant growth of light/flashy fuels generated during the rain events of 2006, the present fire danger is high and it is recommended that this resolution be approved.  
Submitted by: Paul Quairoli
- CA (13) Consider approving the Joint Powers Agreement between Otero County and the Mescalero Apache Tribe to provide support as Emergency 911 (PSAP) fiscal agent. In addition, this agreement identifies Otero County as the back up for the Mescalero PSAP. All equipment purchased under this agreement becomes the property of the Otero County Sheriff's Office. Submitted by: Dr. Martin Moore
- CA (14) Consider approving a CO-OP agreement between Otero County and Colquitt Company to chip-seal 2.8 miles of Angelina Blvd. in Chaparral. Angelina Blvd. is already a county maintained road. Colquitt will furnish all the materials and Otero County will furnish all labor and equipment.  
Submitted by: Bill Lee Parker
- CA (15) Consider approving the renewal of a CO-OP agreement between the U.S. Department of Agriculture, Forest Service and Otero County to continue county road maintenance on 122.27 miles of U.S. Forest Service roads.  
Submitted by: Bill Lee Parker
- CA (16) Consider approving the Pledge Agreement between Otero County and the Otero County Hospital Association, a New Mexico Nonprofit Corporation, d/b/a Gerald Champion Regional Medical Center. The Otero County Hospital Association pledges \$58,324 specifically for the purpose of providing health care services to inmates of the Otero County Detention Center and to provide a medical director for emergency medical services. Submitted by: Dan Bryant

- CA (17) Consider approving the Business Associate Agreement based on the need of HIPAA compliance by both parties regarding information on medical records, supplied by both parties involved in this agreement. This agreement will allow staff to work claims at the hospital in hopes to cut down on our denial of claims. Submitted by: Gloria Sainz
- CA (18) Request for approval of the project agreement between USDA Natural Resources Conservation Service and Otero County to restore the floodway channel of the Upper Rio Penasco by removing cobble and rock from the river channel and adjacent fields within the floodway. This project is similar to the one approved for the Abbott Street project. It is projected to cost \$24,090.00. NRCS will provide \$18,067.00 of the cost with a non-federal match of \$6,023.00 from Otero County in the form of equipment or labor. Submitted by: Dr. Martin Moore
- F. **Elected Officials, Department Heads, Committee Reports:**
- CA (19) **H.R. Prather** – Request approval of the Otero County Teen Court Bylaws to establish a 10 member Advisory Board.
- CA (20) **Dale Palkki** – Request approval to post an RFP for the proposed replacement of Legacy Software with a Comprehensive Intergraded Assessor's – Treasurer's Software Package. The proposed down payment is \$150,000, with an estimated total price of \$400,000 to be paid within a four to five year period.

G. **Public Hearing(s):**  
6:30 p.m.

- (21) **Dan Bryant** – Consider adoption of Otero County Ordinance No. 07-04: A Revenue Bond Ordinance for the construction of an I.C.E. Detention Facility in Chaparral, New Mexico.

**COMMISSION DISCUSSIONS/CORRESPONDENCE:**

- A. **Doug Moore - (District 1)**  
B. **Clarissa McGinn - (District 2)**  
C. **Michael Nivison - (District 3)**

**UNSCHEDULED CITIZEN COMMUNICATIONS:** *(Limited to 3 minutes)*  
The issues raised during "Unscheduled Citizen Communications" are not action items and shall not be entitled to decision making by the Otero County Commission at the meeting where they are first raised.

**EXECUTIVE SESSION:**

- A. Collective Bargaining
- B. Pending/Threatened Litigation
  - 1) Forest Guardians vs. U.S. Forest Service
  - 2) Thistle de-listing
- C. Personnel
  - 1) Organizational restructuring
  - 2) Personnel contracts and job duties for new managers
- D. Land
  - 1) Disposal and acquisition of land
  - 2) Aces School
- E. Roads
- F. Detention Center
  - 1) Discuss additional prison facilities in Chaparral
- G. Contracts
  - 1) Extend County Attorney contract until June 30, 2007
  - 2) Direction on County Attorney bid award process

**ADJOURNMENT**For Information Only:

The next scheduled Otero County Commission  
meeting is Tuesday,  
May 8, 2007 at 6:00 p.m.