

**COUNTY OF OTERO, NEW MEXICO  
COUNTY COMMISSION REGULAR MEETING AGENDA  
COMMISSION CHAMBERS – Rm#253  
THURSDAY, NOVEMBER 15, 2007 – 6:00 p.m.**

**Commission Chairman: Doug Moore, Commission District 1  
Commission Vice-Chairperson: Clarissa McGinn, Commission District 2  
Commission Member: Michael Nivison, Commission District 3**

**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:**

Presentation: Mayor Venable to thank Otero County and the U.S. Forest Service for the combined effort on the recent spray project.

**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)    #17, #18, #19, #20
  
  - CA    **B.    Approval of Minutes:**  
      (2)    Worksession, October 10, 2007
  
  - CA    **C.    Health Care Services:**  
      (3)    Consider approving or denying claims for the following providers:
    - Gerald Champion Regional Medical Center
      - 138 claims recommended for approval totaling \$272,288.93
      - 6 claims recommended for denial totaling \$9,984.72
      - Amount for last month needs to be corrected to \$127,592.42, due to a claim that went to the Sole Provider and should have gone to Memorial Medical
    - Otero County Detention Center/Prescription Drug/Lowe's
      - 6 claims recommended for approval totaling \$1,992.56
- Submitted by: Gloria Sainz

**D. Purchasing:**

- CA (4) Request approval of RFP 08-002, Written Language Translation Services Contract for Otero County, to Bridge 360, Austin, TX for miscellaneous amounts. This will be a four (4) year contract with the option to renew yearly. Submitted by: Ginger Herndon
- CA (5) Request approval for the Otero County Road Shop to piggy back off of Curry County's bid for a 2008 Caterpillar 140M Motor Grader for the amount of \$215,000. The Road Shop has the required amount budgeted in Capital Outlay. Submitted by: Ginger Herndon
- CA (6) Request approval of RFP 08-008 for Communication Tower Services for Otero County to Southwestern Wireless for (no charge to the County). This will be a twenty (20) year lease between Otero County and Southwestern Wireless. Submitted by: Ray Backstrom/Ginger Herndon
- E. Resolutions, Contracts, & Agreements:**
- CA (7) Request approval of a contract between Otero County and the successful bidder of RFP 08-008 for the lease of a 60' x 70' tract in the southeast corner of the Otero County Road Shop for the purpose of erecting a communications tower. Submitted by: Ray Backstrom
- CA (8) Request approval of **Resolution No. 11-15-07/96-25** making budget adjustments to reflect the award of GRIP2 funding in the amount of \$423,000. The purpose of these funds is to improve Fresnal Canyon Road. Submitted by: Donna Brandon
- CA (9) Request approval to sign a Memorandum of Agreement between Otero County and the New Mexico Finance Authority regarding disbursement of HB2 funds for our GRIP2 project, Fresnal Canyon Road. Submitted by: Bill Lee Parker
- CA (10) Request approval of **Resolution No. 11-15-07/96-26**, authorizing and approving a loan and intercept agreement for financial assistance and project approval to the New Mexico Finance Authority. The purpose of this agreement is to purchase a Class A pumper to replace an existing 1975 pumper that is out of service for the Far South Fire Department in the amount of \$226,796. Submitted by: Paul Quairoli
- CA (11) Request approval of **Resolution No. 11-15-07/96-27**, authorizing and approving a loan and intercept agreement for financial assistance and project approval to the New Mexico Finance Authority. The purpose of this agreement is to allow the addition of an apparatus bay and perform renovations to the existing portion of the Oro Vista Fire Department. The amount of this loan shall not exceed \$500,000. Submitted by: Paul Quairoli/Terry Muller
- CA (12) Request approval of **Resolution No. 11-15-07/96-28**, to establish non-refundable administrative fees related to Article 12 of the Otero County Subdivision Ordinance. These fees are associated with costs incurred by the county during the process of establishing a new subdivision. Submitted by: Ray Backstrom
- CA (13) Request approval to amend **Resolution No. 07-19-07/96-04**, to include the dollar amounts Otero County will receive from the New Mexico Department of Transportation for CAP, Co-op and School Bus projects. Submitted by: Bill Lee Parker

- CA (14) Request approval of an agreement between Otero County and the Tularosa Public Library for the 2007/2008 fiscal year for \$4,500.  
Submitted by: Dr. Martin Moore
- CA (15) Request approval of the renewal of an agreement between Otero County and Western New Mexico University, Alex Thal as an Independent Contractor to provide consultation services on resource issues. This is a one year contract and the amount of this contract is not to exceed \$30,000 based on a rate of \$50/per hour plus documented expenses. Submitted by: Dr. Martin Moore
- CA (16) Request approval of a contract between Otero County Detention and Santa Fe County Youth Development Program for the housing of Otero County juveniles. The cost is \$147.00 per day per juvenile. Submitted by: Virginia Blansett
- CA (17) Request approval of a contract between Otero County Detention and Lea County Juvenile Detention for the housing of Otero County juveniles. The cost is \$85.00 per day per juvenile plus a \$10.00 fee per day per juvenile for a Behavior Modification program for a total of \$95.00. Submitted by: Virginia Blansett
- F. Elected Officials, Department Heads, Committee Reports:**
- CA (18) **Grace Gonzalez** – Request that the Board of County Commissioners review a proposed Mobile Home Ordinance and publish for public hearing. The purpose of this ordinance is to prohibit bootlegging of mobile homes in and out of the county without the knowledge of the County Assessor or County Treasurer.
- CA (19) **Dr. Martin Moore** - Request approval to publish and schedule a public hearing for the purpose of adopting an ordinance that addresses Elk in Otero County.
- CA (20) **Dr. Martin Moore** – Request approval of the City of Alamogordo Animal Control Services rate for Fiscal Year 2007/2008. The rate proposed by the City of Alamogordo is \$24.50 per animal day. According to the City of Alamogordo this is based on Fiscal Year 2006 animal care days. The Fiscal Year 2006 rate was \$14.00 per day.
- CA (21) **Paul Quairol** – Request approval to accept a quitclaim deed for the donation of property from the Juanita Cooley Revocable Trust to Otero County for the benefit of the Dungan Volunteer Fire Department.
- CA (22) **Virginia Blansett** – Request for supplemental funds in the amount of \$80,000 for the Detention Center Containment Yard.
- G. Public Hearing(s):**  
6:30 p.m.
- (23) **Brenda Garcia** – Request approval to name an easement located in Section 35, T14S, R9E, in the Jack Rabbits Flats Fire District. This easement is located off of Galicia Road, at the 96 Galicia entrance. The proposed name is Desert Thunder Drive.
- H. MANAGERS' REPORT**
- (24) Flood
- a. Corp of Engineers
  - b. Riata Road
  - c. Nogal Canyon
  - d. Alamo Canyon

- (25) Jail
  - a. Containment Yard
  - b. Expansion
- (26) Ordinances
  - a. Oil & Gas
- (27) Vehicle Auction
- (28) Water Plan

**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
- C. Personnel
  - 1) Annual Leave
  - 2) Evaluate County Manager Performance
- D. Land
  - 1) Aces School
  - 2) Hospital Lot
  - 3) Dewey Lane
- E. Roads
- F. Detention Center
- G. Contracts
  - 1) Federal Prison Contract
  - 2) E-911 Grant
  - 3) United States Marshall's Service Agreement

**ADJOURNMENT**

**For Information Only:**

The next scheduled Otero County Commission meeting is Thursday, December 20, 2007 at 6:00 p.m.