

<b>OTERO COUNTY COMMISSION</b> <b>REGULAR MEETING</b> <b>MONDAY, NOVEMBER 20<sup>TH</sup>, 8:30 A.M.</b>
--

<b>Commission Chairman: Richard Zierlein, Commission District 1</b> <b>Commission Vice-Chairman: Timothy D. McGinn, Commission District 2</b> <b>Commission Member: Ronny Rardin, Commission District 3</b>
---

**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, and the zia symbol of perfect friendship among united cultures.”

PAGE NO.

8:30 –9:00 A.M.

**EXECUTIVE SESSION:**

- A. Collective Bargaining
- B. Pending/Threatened Litigation
- C. Personnel Issues
- D. Land
- E. Roads
- F. Detention Center

9:00 A.M.

**CONSENT AGENDA**

- A. Minutes
  - 10/30/00 1-16
  - 11/9/00 17-19
- B. **BILL LISTS**
  - #18 20
  - #19 21
  - #20 22

<b>D. PERSONNEL ITEMS:</b>	
<b>1. New Hire:</b>	23-34
Timothy McClune - Detention	
Tina Padilla - Detention	
Kahymel Barbosa - Detention	
Eileen Normand - Detention	
Dustin Evans - Detention	
Unknown - Administration	
<b>2. Longevity:</b>	
Alfonso Gutierrez - Sheriff	
<b>3. End of Probation:</b>	
Teresa Barbosa - Detention	
<b>4. Promotions:</b>	
N/A	
<b>5. Other:</b>	
Michael Mackewich - Sheriff	

**\*REQUEST(S) TO FILL VACANCIES  
DUE TO TERMINATING EMPLOYEES**

<b>Solid Waste:</b> Request to advertise and fill one (1) part-time, unclassified position. Position: Gate Attendant	35
<b>Detention:</b> Request to advertise and fill three (3) full-time, classified positions. Positions: Sergeant, Detention Officer, and Office Specialist.	36
<b>E. Grant/Subdivision Coordinator:</b>	
<b>1.</b> Consider to approve Final Plat for Edge of Alamo Subdivision.	37-85
<b>2.</b> Consider to approve Final Plat for Aspengrove Subdivision.	86-88
<b>F. INDIGENT FUND:</b>	
Monthly Report for November 2000.	89-94
<b>Public Hearing</b> – Discuss Personnel Ordinance No. 98-01 re: Streamline the Hiring Process and other issues.	95-99

9:30 A.M.

10:30 A.M.

**Marecks/Fosters** – Discuss chip/seal of Danley Ranch Road from end of existing pavement to BLM land, approximately 1-1/2 miles. Also, discuss enforcement of Otero County Ordinance No. 91-03 on Danley Road. **100-102**

**INTER-DEPARTMENTAL ITEMS:**

**1. PURCHASING DEPARTMENT:**

**A.** Award Sealed Bid #01-011 for re-roofing a section of the courthouse. **103-104**

**B.** Award Sealed Bid #01-010 for protective clothing for Sacramento/Weed VFD'S. **105-107**

**C.** Request to place on contract #TS-01-010 food service agreement with Best Inc. for the Otero County Detention Center. **108-117**

**D.** Emergency Procurement to replace pump and motor for the Solid Waste Center. **118-119**

**ROAD DEPARTMENT:**

**1.** Discuss Mi Casa Lane and various easements. **120-132**

**2.** Requesting to fill the Vacant Equipment Operator position currently open. **133-134**

**3.** Requesting to fill Department Secretary that will be vacant beginning November 27. **135-136**

**4.** Requesting permission to purchase a new 10 to 12 cubic yard dump truck through a New Mexico State Contract. Cost for truck chassis and dump body is \$70,706.00 **137-138**

**ADMINISTRATOR'S REPORTS:**

1. Requesting to enter into an agreement with Otero County and Colquitt Company to chip seal Monte Vista Avenue. Approximately one (1) mile. **139-141**
1. Approve Resolution #11-20-00/89-18 -- Regarding Budget Increase/Scott Able Fire Emergency Disaster **142-143**
2. Agreement regarding Village of Cloudcroft Ambulance Services. **144-148**
3. Request approval for EMS Fund Act Local System Improvement Project Application. **149-162**

**COMMISSION DISCUSSIONS/CORRESPONDENCE:**

**A. RICHARD L. ZIERLEIN:**

1. Discuss Forest Legacy.
2. Discuss Environmental Assessment re: Scott Able Fire Forest Health Project
3. Discuss article on Ranchers and Sheriffs defying Federal officials in Sevier County, Utah. **163-167**

**B. TIMOTHY D. MCGINN:**

- C. RONNY RARDIN:**  
Discuss Burn Barrels.

**For Information Only:**

**The next Otero County Commission Meeting is scheduled for Monday, December 11<sup>th</sup>, 2000 at 8:30 A.M.**

**AMENDED AGENDA**

**November 20, 2000**

- A.** Re: Emergency Temporary Hire for Personnel Technician in Administration.
  
- B.** Request to publish Public Hearing Notice for a transfer of existing liquor license.

APPLICATION FOR PAY INCREASE

TO: COUNTY COMMISSIONERS  
FROM: Administration

Employee's Name: Ruth Wilkes Employee # 1406

Employee's Title: Parttime

Date Employed: 5-2-00 Date of last increase: \_\_\_\_\_

Salary \$ 7.00 per hr. (New or Present) Increase to: \$ \_\_\_\_\_

Effective date of increase: 11-21-00 Level \_\_\_\_\_ Step \_\_\_\_\_

PLEASE CHECK ONE:

Longevity pay \_\_\_\_\_ End of Probation \_\_\_\_\_ Merit \_\_\_\_\_ Cost of Living \_\_\_\_\_

New Hire \_\_\_\_\_ Promotion \_\_\_\_\_ Transfer \_\_\_\_\_ Other  Status Change \_\_\_\_\_

JUSTIFICATION:

Emergency - Temporary

THE ABOVE IS WITHIN THE LIMITS OF THIS DEPARTMENT'S BUDGET

Ruth Hooser  
County Administrator/Elected Official/Dept. Head

Approved:

Chairman: \_\_\_\_\_

Attest: \_\_\_\_\_

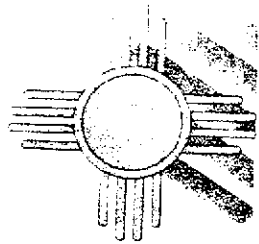
County Clerk

Member: \_\_\_\_\_

Member: \_\_\_\_\_

Date approved: \_\_\_\_\_

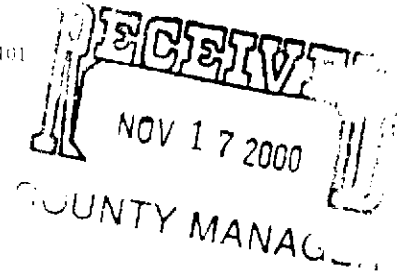
Gary E. Johnson  
GOVERNOR  
Kelly S. Ward  
SUPERINTENDENT  
Jack Thompson  
DEPUTY SUPERINTENDENT



**REGULATION  
& LICENSING  
DEPARTMENT**  
STATE OF NEW MEXICO

ALCOHOL & GAMING  
DIVISION  
Bryan E. Brock  
DIRECTOR  
Lillian Martinez  
DEPUTY DIRECTOR

725 St. Michael's Drive 87505  
P.O. Box 25101 Santa Fe, New Mexico 87504-5101  
Phone: (505) 827-7066 Fax: (505) 827-7168  
visit our website @ www.rld.state.nm.us/agd



October 31, 2000

Otero County  
Attn: Mary D. Quintana, Clerk  
1000 New York Avenue  
Room 108  
Alamogordo, NM 88310-6932

**ATTENTION: Department or person responsible for conducting or preparing the hearings for liquor license transfers, or issuance of new licenses.**

The Director of the Alcohol and Gaming Division has given this application Preliminary Approval and it is referred to you for approval or disapproval in accordance with Section 60-6B-4 NMSA of the Liquor Control Act.

You are required to hold a public hearing within forty-five (45) days after the date of receipt of this notice on the question of whether or not the proposed transfer or issuance should be granted. Prior to your hearing, you are to publish notice of the public hearing at least once a week for two consecutive weeks, in a newspaper of general circulation within the territorial limits of your local governing body. The two publications must be at least seven (7) days apart. The notice shall include: (A) Name and address of the Applicant/Licensee; (B) The action proposed to be taken by the Alcohol and Gaming Division; (C) The location of the licensed premises, and (D) The date and time of the public hearing.

You must send notice by Certified Mail to the Applicant advising of the date, time and place of the public hearing. Notice must also be given to any person(s) protesting the transfer or issuance of the license as well as to any person(s) requesting notice of the time and place of the hearing. Within thirty- (30) days after your public hearing, you are to notify this Division whether your local governing body has approved or disapproved this application by so indicating and signing the enclosed Original Page 1. The Original Page 1 must be returned. If the transfer or issuance of a liquor license is disapproved, you must submit a detailed statement of the reason(s) for the disapproval and attach a copy of the minutes of the public hearing with your notice of disapproval.

Sincerely,

Debra A. Lopez  
Hearing Officer II-A

License / App. No. A-4468/License # 283  
Applicant Name: Shooters, Inc.  
Business Name: Shooters, Inc.  
Proposed Location: 5201 Highway 70 West,  
App. Type: Transfer of Ownership ONLY

ENCLOSURES

335569041000  
00015030  
0283

STATE ASSIGNED LICENSE NUMBER  
**A-4468**  
APPLICANT NUMBER

STATE OF NEW MEXICO  
REGULATION AND LICENSING DEPARTMENT  
ALCOHOL AND GAMING DIVISION  
PO BOX 25101  
SANTA FE, NEW MEXICO 87504-5101  
(505) 827-7066

RECORD OWNER OF EXISTING LICENSE  
CURRENT DBA NAME  
CURRENT LOCATION OF LICENSE

2007 APR 15 10:15

LIQUOR LICENSE APPLICATION TO

EXCHANGE OF STOCK  
TRANSFER LOCATION OF LICENSE  
ISSUE NEW LICENSE

TRANSFER OWNERSHIP OF EXISTING LICENSE  
CITY OF LICENSE

TRANSFER OWNERSHIP & LOCATION  
EXPANSION OF PREMISES

A NON REFUNDABLE APPLICATION FEE OF \$150.00 MUST BE FILED WITH THE APPLICATION

APPLICANT IS  INDIVIDUAL

CORPORATION

LIMITED LIABILITY COMPANY  
TELEPHONE NUMBER

NAME OF APPLICANT:

ADDRESS (INCLUDING CITY, STATE, ZIP CODE)

TELEPHONE NUMBER

William G. French  
Shooters, Inc.  
Box 542 Alameda NM 88310

Box 542 Alameda NM 88310

(505) 443-8000

DBA NAME OF NEW LICENSE: SHOOTERS INC.

ACTUAL ADDRESS WHERE THE LICENSE IS TO BE USED: 5201 Hwy 70 West W. Alameda NM 88110 (Otero County)

MAILING ADDRESS FOR LICENSE: Box 542 Alameda NM 88310

TELEPHONE NO. FOR PREMISE: (505) 443-8000

IF ALCOHOLIC BEVERAGES CURRENTLY BEING DISPENSED AT THE PROPOSED LOCATION? yes IF YES, GIVE LICENSE NO. & TYPE: 283 Dispenser Package

county of Otero

William G. French

Signature of Applicant(s)/Agent

President Title

DISCIBLED AND SWORN TO before me this 6<sup>th</sup> day of April 2000

Signature of Applicant(s)/Agent

Title

APPROVED

UNDISAPPROVED

ALCOHOL AND GAMING DIVISION

LOCAL GOVERNING BODY OF \_\_\_\_\_ (CITY OR COUNTY)

CHECK ONE  APPROVED  UNDISAPPROVED

CAPTIONED OFFICIAL

CITY OR COUNTY OFFICIAL

**PREMISES, LOCATION, OWNERSHIP, AND DESCRIPTION OF PREMISES**

1. The land and building which is proposed to be the licensed premise is:

Owned by Applicant       Lensed by Applicant (ATTACH COPY OF DEED OR LEASE)       Other (if other, provide details)

2. If the land and building are not owned by Applicant, indicate the following:

A. Owner(s): NA

B. Date and Term of Lease: \_\_\_\_\_

Attach a hand drawn map, zoning map, or other map, showing the location of the proposed premises, and the main adjacent streets, roads or highways, in relation to the closest church and school properties. This map should be no larger than 8 1/2 x 11 inches.

3. Premise location is zoned: (Example: C-1) NA  
If the premise site is zoned, attach zoning statement from local government giving location address, type of zone and stating whether alcoholic beverages are allowed at proposed location. If there is no zoning, attach confirmation from local government, indicating there is no zoning.

4. Distance from nearest church: \*(Property line of church to licensed premises - shortest distance)

3.5 Miles      Fate Way Baptist      1000 Hwy 20 W.  
Miles, Feet      Name of Church      Address - Location of Church

5. Distance from nearest school: \*(Property line of school to licensed premises - shortest distance)

4.3 Miles      Holloman Middle School      Main St. Holloman AFB  
Miles, Feet      Name of School      Address - Location of School

6. Distance from military installation: \*(Property line of military installation to licensed premises - shortest distance)

1.5 Miles      Holloman Air Force Base  
Miles      Name of Military Installation

7. Attach, on a separate sheet, the detailed floor plan for each level (floor) where alcoholic beverages will be sold, or consumed, showing exterior walls, doors, and interior walls. This will be the licensed premise. The floor plan should be no larger than 8 1/2 x 11 inches, and must include the total square footage of premises.

\*\*If the distance is beyond 300 feet, but under 400 feet, a registered engineer or licensed surveyor must complete a Survey Certificate showing the exact distance.

8. Type of operation:  Lounge     Restaurant     Pkg. Grocery     Racetrack     Hotel     Drive up     Other: (Please specify) Package

CORPORATION

Name of Corporation: SHOOTERS Inc.

183 ED-7 3-46

Name of Corporation: SHOOTERS Inc.  
New Mexico corporations must attach a certified copy of its Articles of Incorporation. All foreign corporations must attach a certified copy of its New Mexico certificate of authority.

Mailing Address of Corporate Office: Box 548 Alamogordo N.M. 88310 Telephone # 443-6000

Address- City- State- Zip

Names and addresses of all officers and directors of the Corporation, plus the names and addresses of all stockholders of more than 10% of the stock in the Corporation. If stockholder of more than 10% of the stock is Partnership or Corporation, complete Corporation Information sheet (page 4) for stockholding corporation and/or the partnership information sheet (page 3).

TITLE OF OFFICERS & DIRECTORS

TITLE OF OFFICERS & DIRECTORS	NAME	COMPLETE ADDRESS	% STOCK HELD
<u>President</u>	<u>William G. French</u>	<u>#5 Storrwood</u>	<u>100%</u>
<u>Secretary</u>	<u>Ann F. French</u>	<u>#5 Storrwood</u>	

Has this Corporation ever had a liquor license in which it held any interest in any State suspended or revoked, or has it been denied the issuance of a liquor license? NO  
(If yes, provide details)

List every liquor license in which the Corporation holds any interest, direct or indirect: 283

Has this Corporation ever been convicted of a felony? NO (If yes, provide details.)

\*\* NOTE\*\* For each individual applicant, partner, officer or corporation, director, and stockholder of more than 10% of stock in corporation, complete the Personal Data Information sheet (page 6) and attach two completed sets of fingerprint cards on cards furnished by the Alcohol and Gaming Division. Fingerprints must be take by City Police, State Police, or Sheriff ( any state).

(USE ADDITIONAL SHEETS IF NECESSARY)