

Regular Meeting

January 31, 2000

The Board of County Commissioners, in and for the County of Otero, State of New Mexico, met in a Regular Meeting at the Otero County Courthouse in Alamogordo, County and State aforesaid. Meeting called to order by the Chairman at 8:30 a.m., January 31, 2000; and he announced that reasonable notice for this meeting was given to the Alamogordo Daily News, Mountain Monthly, and to Radio Stations, KPSA, KINN and KYEE.

Present:

- | | |
|-------------------|--------------------------------|
| Richard Zierlein | Chairman |
| Tim McGinn | Vice-Chairman |
| Ruth Hooser | County Administrator |
| Virginia Fletcher | Assistant County Administrator |
| Dan Bryant | County Attorney |
| Frank Portillo | Road Superintendent |
| Kim Chavez | Deputy Clerk |

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Commissioner Zierlein gave the invocation, Commissioner McGinn led those assembled in the Pledge of Allegiance and Ruth Hooser led the salute to the flag of New Mexico.

I. Executive Session:

a) Commissioner Zierlein made a motion to go into Executive Session to discuss collective bargaining, personnel items, pending litigation, land acquisition, roads and the Detention Center. Commissioner McGinn seconded the motion. Roll call was taken as follows:

Commissioner Zierlein yes

Commissioner McGinn yes

II. The Board recessed from Executive Session.

III. Elected Officials:

1. Mary Quintana, County Clerk

 a. Consider approving Resolution No. 01-31-00/88-25 budget increase

- County Clerk's Equipment Fund for \$6395.00. Commissioner McGinn made a motion to approve

Resolution No. 01-31-00/88-25 budget increase - County Clerk's Equipment Fund for \$6395.00.

Commissioner Zierlein seconded the motion. A vote was taken and the motion passed unanimously.

See pages _____.

IV. Consent Agenda:

A. Minutes

 December 27, 1999

 January 10, 2000

B. Bills Lists

 #33

 #34

 #35

Commissioner McGinn made a motion to approve items A and B on the consent agenda.

Commissioner Zierlein seconded the motion. Commissioner Zierlein asked that he be allowed to

make corrections on the minutes before they are signed. A vote was taken and the motion passed

unanimously. See pages _____.

C. Indigent Items:

1. Monthly Report of Claims Reviewed and completed. Sole Community Provider - Gerald Champion Regional Medical Center.

2. Resolution No. 01-31-00/88-28 Supporting Gerald Champion Regional Medical Center's request for Sole Community Provider Fund for Fiscal Year 2000 - 2001. Commissioner McGinn stated that the hospital usually receives a 2% increase, however this year they are requesting that the County ask the State for a 45% increase. Commissioner Zierlein stated that the County did ask for more money last year. Commissioner Zierlein stated that if you average what the State promises up front this is where the County and hospital should be at. Each year the increase is getting smaller and smaller. Carl Manning, CEO of Gerald Champion Regional Medical Center, stated that 45% was the actual cost to the hospital last year. Commissioner McGinn made a motion to approve item C, 1 and 2 under the consent agenda. Commissioner Zierlein seconded the motion. A vote was taken and the motion passed unanimously. See pages_____.

D. Personnel Items:

a. New Hires:

1. Stephan Dutill Assessor/GIS

2. Kristin Davis DWI

b. Other:

1. Frank C. Martinez Bldgs & Grds

Commissioner McGinn made a motion to approve Personnel Items, a and b pending the outcome of their testing and verification of the proper salary. Commissioner Zierlein seconded the motion. A vote was taken and the motion passed unanimously. See pages_____.

V. County Administrator's Report:

- A. Mid - Year Budget Report
- B. Consider to approve 2000 - 2001 Budget Calendar.
- C. Consider to approve Resolution No. 01-31-00/88-29: Budget Increase

Environmental/ Convenient Center Fund 72. Department 04.

D. Consider to approve Resolution No. 01-31-00/88030: Budget Increase General Fund (10) Department 19. Ruth Hooser, County Administrator gave a break down of each departments budget report. Mrs. Hooser stated that there is a request for a budget increase for the Treasurer's Bankruptcy. The Treasurer only budgeted for \$7000.00 and at the end of December, \$9,211.50 was expended. A budget increase in the amount of \$10,000.00 will be needed. The Law firm of Puccini & Meagle handles the bankruptcy cases. The County Clerk Equipment fund is also requesting a budget increase of \$6,395.00 to purchase a reader printer. The Expenditures for the environmental/convenience is at 77.47% because of the Transfer Station at LaVelle Road. Mrs. Hooser also informed the Commission that there is \$5,000.00 in the Commission budget that can be used for OCDEC. Commissioner McGinn made a motion to approve the Mid-Year Budget report, Resolution No. 01-31-00/88-29: Budget Increase Environmental/ Convenient Center Fund 72. Department 04 and Resolution No. 01-31-00/88030: Budget Increase General Fund (10) Department 19. Commissioner Zierlein seconded the motion. A vote was taken and the motion passed unanimously. See pages_____.

VI. Inter-Departmental Items:

A. Road Department:

- 1. Consider to approve Chip Sealing for Nogales Dr. on the Colquitt Project. Frank Portillo informed the Board that Mr. Colquitt sent in some extra miles that

were not already approved. Commissioner McGinn stated that Mr. Colquitt does a great job with his subdivision. Commissioner McGinn made a motion to approve Nogales Drive for chip sealing. Commissioner Zierlein seconded the motion. A vote was taken and the motion passed unanimously. See pages _____.

2. Discussion on CO-OP, Cap, and School Bus Roads. Mr. Portillo asked the Commission if they would like to do an inspection or just see a list of the roads. The Commission informed Mr. Portillo that they would be willing to go on a road tour at 1:30 p.m. today. No other action was taken.

B. DWI Program:

1. Consider to approve Resolution No. 01-31-00/88-26 Local DWI Grant Distribution Request.

2. Consider to approve Resolution No. 01-31-00/88-27 Grant Funding Request. Commissioner McGinn made a motion to approve Resolution No. 01-31-00/88-26 Local DWI Grant Distribution Request and Resolution No. 01-31-00/88-27 Grant Funding Request. Commissioner Zierlein seconded the motion. A vote was taken and the motion passed unanimously. See pages _____.

VI. County Administrator's Report Continued:

B. Consider to approve 2000 - 2001 Budget Calendar.

Commissioner McGinn made a motion to approve the 2000 - 2001 budget calendar. Commissioner Zierlein seconded the motion. A vote was taken and the motion passed unanimously. See pages _____.

VII. Board of Finance Quarterly Meeting:

Commissioner McGinn made a motion that the Commission recesses into the Board of Finance. Commissioner Zierlein seconded the motion. A vote was taken and the motion passed unanimously. Elyse Beckman and Cathe Prather approached the Board to discuss the Board of Finance's Quarterly Meeting and to discuss Collateralization and Audit Findings. Commissioner Zierlein asked Mrs. Beckman about the budget increase of the bankruptcy attorney? Mrs. Beckman stated that the reason for the additional expense is due to the Timberon property that is still in bankruptcy. Dan Bryant, County Attorney asked Mrs. Beckman what the tax liability on this bankruptcy is? Ms. Prather stated that at this point the penalty and interest is more than the taxes. This is one reason the Treasurer's Office wanted to address this because the Property and Tax Office will receive all the penalty and interest so if the Bankruptcy Court sees fit to take away the penalty and interest then Otero County will receive the tax amount, but if they don't the money will first go to penalty and interest and the County may not receive anything. The money that is being paid to the attorney is for the research they have done for the County. There is approximately \$332,000.00 owed in back taxes. Mrs. Beckman believes the issue will be resolved within the next two months or so. Mrs. Beckman informed the Board of the 1999 Tax collection period. Mrs. Beckman also brought up the issue of having 100% Collateralization by local banks. Commissioner Zierlein stated that at this point in time he is against the 100% Collateralization. Mrs. Prather stated that the point is that the County needs to protect the investments that they have. No other action was taken. Commissioner McGinn made a motion to recess from the Board of Finance. Commissioner Zierlein seconded the motion. A vote was taken and the motion passed unanimously.

VIII. Public Hearings:

GIS Road Names

1. Boardwalk New Road

Commissioner McGinn made a motion to approve the road name Boardwalk that is located in the La Luz Fire District. Commissioner Zierlein seconded the motion. A vote was taken and the motion passed unanimously. See pages _____.

IX. Commission Discussion/Correspondence:

1. Timothy D. McGinn, Vice-Chairman

- A. La Luz Canyon Road

Commissioner McGinn stated that he met with John Baldonado a resident on La Luz Canyon Road. Mr. Baldonado informed Commissioner McGinn that he would be willing to donate a portion of his property to help straighten out the road so that it can be safer. Commissioner Zierlein stated that he will go and take a look at the road. No other action was taken.

X. The Board returned to Executive Session.

Commissioner McGinn made a motion to return to Regular Session and stated all that was discussed was collective bargaining, personnel items, pending litigation, land acquisition, roads, and the Detention Center. Commissioner Zierlein seconded the motion. Roll call was taken as follows:

Commissioner Zierlein	yes
Commissioner McGinn	yes

There being no further business before the Commission, the Chairman adjourned the meeting at
11:20 p.m.

APPROVED:

Chairman

ATTEST:

Mary D. Quintana
Otero County Clerk