

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., May 31, 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:

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
Sue Ellen Cox	Executive Secretary
Bill Lee Parker	Road Superintendent
Lynn Estrada	Deputy Clerk

DRAFT

Commissioner Moore gave the invocation. Commissioner McGinn 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 #48, #49, #50
- c. Health Care Services, Sole Provider monthly report for June 2006

- d. Personnel-New hires, promotions and reclassifications.

Commissioner McGinn asked if the reclassifications would go into effect July 1st. Donna Brandon, Financial Director, stated that actually they will go into effect July 2nd along with all the salary increases for the new budget.

2. Purchasing:

- a. Contract between Basin Pipe and Metal and Otero County for the sale and removal of metal.
- b. Accounting & Consulting Group for RFP #06-027 Auditor Services for Otero County.

Donna Brandon stated that all three years that this firm has audited us, our report was filed with the State Auditor late. They didn't do a bad job, they were just late. We will probably be safe going with the same company again, but we will be watching them very closely. Commissioner Moore instructed Ms Brandon to submit comments on what she perceives to be any discrepancies in the performance of this contract. Commissioner Moore stated that while we renew the contract with this company, we need to have some discussion with them about our disappointments with the delays and talk about our anticipation for the future.

- c. Contract between PDS of New Mexico and Otero County for maintenance on 6080 Scanner.
- d. Misdemeanor Court Compliance Officer Agreement.
- e. Contract between Otero County Detention Center and Lowe's Pharmacy
- f. Contract between AMR and Otero County for ambulance service county wide.
- g. Contract between BEH Drug Screening and Otero County.
- h. Contract for PDS of New Mexico for Micro Equipment maintenance agreement.
- i. Contract for Lowery Computer for printer maintenance service agreement.
- j. Contract for Roc Software Systems.

- k. Contract for Swanson Services for inmate commissary services.
- l. Contract for Ritchie Distributing for oil products.
- m. Contract for Cemex for 1" base coarse material.
- n. Contract for Goserco for warranty plan.
- o. Contract for Peregrine Corp. for printing of tax bills.
- p. Contract for Gressman Motors for maintenance and repair of County vehicles.
- q. Contract for Alamo-Rosa for maintenance and repair of County vehicles.
- r. Contract for Master Tune for maintenance and repair of County vehicles.
- s. Contract for Rick Rogers Auto and Equipment for repair of County vehicles.
- t. Contract for Neudorf Diesel & Equipment.
- u. Contract for Pro-Lube, Servigas/Ikard & Newsom and Mountain Propane.
- v. Contract for Artesia Fire for self contained breathing apparatus maintenance.
- w. Three contracts for RFP #06-025 Radio Maintenance County Wide.

3. Resolution, Contracts and Agreements:

a. Agreement between Dona Ana County Board of Commissioners and Otero County Commissioners regarding Emergency Medical Service needs for the community of Chaparral, NM. Dan Bryant stated that this is the renewal of the agreement with Dona Ana County for ambulance services in Chaparral. In our first year we split the cost with Dona Ana equally. We put in \$90,000.00 and they put in \$90,000.00, with an agreement that as we go forward in time we would look at what the call rate is on both sides of the County border and adjust the amount. This version of the agreement contains a 60/40 split of the cost between us and Dona Ana. With Dona Ana taking the 60 percent and Otero County taking 40 percent based on call volume. This agreement will renew for one year at this

rate.

b. Grant Agreement Amendments for the construction of a medical clinic in Chaparral and the renovation of the Flickinger Performing Arts Center.

c. Resolution No.06-07-06/94-83, budget increase for Bureau of Elections.

d. Resolution No.06-07-06/94-84, budget increase for Mescalero Fire Department.

e. Resolution No.06-07-06/94-85, budget increase for cash transfer to Domestic Violence Grant.

f. Approval of an amendment to the Joint Powers Agreement between Otero County, City of Alamogordo and the Village of Tularosa for ambulance service for fiscal year 2006/2007.

g. Approval of Exhibit A regarding the allocation of ambulance dispatch costs for fiscal year 2006/2007, among the participating governmental entities are the City of Alamogordo, the Village of Tularosa and the County of Otero.

4. Elected Officials, Department Heads, Committee Reports:

a. Approval to extend Fire Ban Resolution No.01-10-96/94-46 with amendments.

Commissioner Moore introduced Paul Quairoli, the new Emergency Services Coordinator, replacing Gus Marker. Mr. Quairoli stated that the new amendments are in consideration of Fireworks.

Commissioner Moore instructed Mr. Quairoli to get with the Fire Department Chiefs and find out if there is a suitable site where we can have a County facility to shoot fireworks.

b. Bill Parker-request approval to build a fire exit road in Waterfall East as a co-op project between the residents of Waterfall East and Otero County.

Bill Parker stated that if this request is approved, he requests that it be done as a co-op project. The residents share will be \$800.00

c. Tony Rogers-Request a temporary pay raise for Doug Bourbon for additional services.

Mr. Rogers stated that Doug had done an excellent job while he was gone and continues to do an excellent job. There is money in the maintenance budget to give Doug a well deserved increase.

5. Public Hearing:

a. Martin Moore-Request approval to determine the Timberon Livestock at Large Petition to be either valid or invalid.

b. Martin Moore-Request the issuance of an order to prohibit the running of livestock at large in the Timberon Community as defined in a valid petition.

c. Martin Moore-Letters of intent to proceed with the formation of a Community Service District for Parks and Recreation in the Timberon Community.

6. Unscheduled Citizen Communications:

a. R.L. Posey has been attending meetings at the Pecos Valley Water Users Association for several reasons. The thinning projects that are planned will effect the water in the Pecos Valley. Mr. Posey stated that Otero County isn't represented on the Pecos Valley Water Users Organization. It has been approved that Otero County have a voting member of the Pecos Valley Users Organization. Mr. Posey would like to recommend that Russ Wright be that voting member. He is very familiar with the water issues. Mr. Posey would like to have this item on the agenda in order for the Commission to approve having Mr. Wright as the voting member for Otero County.

7. Executive Session:

Commissioner McGinn made a motion to go into Executive Session to discuss pending and threatening litigation, Special District Formation.

Commissioner McGinn amended the motion to go into Executive Session to discuss under pending and threatening litigation to include Special District Formation, premises liability, Forest Management

issues and US Fish and Wildlife. The motion was seconded by Commissioner Nivison.

Roll call was taken as follows:

Commissioner McGinn	yes
Commissioner Nivison	yes
Commissioner Moore	yes

Commissioner McGinn made a motion to come out of Executive Session having made no decisions but having discussed pending and threatening litigation under Special District Formation, Detention Center, premises liability, Forest Management issues, US Fish and Wildlife and potential legal items under the Convenience Center. The motion was seconded by Commissioner Nivison. Roll call was taken as follows:

Commissioner McGinn	yes
Commissioner Nivison	yes
Commissioner Moore	yes

Commissioner McGinn made a motion to direct staff to research and identify potential actions regarding degraded resources in and around the Lincoln National Forest. The motion was seconded by Commissioner Nivison. A vote was taken and the motion passed unanimously.

Commissioner McGinn made a motion to pursue a sixty day notice of intent to sue on the Thistle delisting petition. The motion was seconded by Commissioner Nivison. A vote was taken and the motion passed unanimously.

There being no further business before the Board the Chairman adjourned the meeting at 11:08 a.m.

APPROVED:

Doug Moore, Chairman

ATTEST:

Robyn Silva, County Clerk

Regular Meeting May 31, 2006