

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., August 2, 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:

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| 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 |
| Pamela Heltner | Department Secretary |
| Christina Nuno | Deputy Clerk |

DRAFT

County Attorney, Dan Bryant gave the invocation and Dan Bryant 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 #1, #2, #3, #4
- c. Health Care Services sole provider for July 24, 2006.
- d. Personnel-New hires, promotions and transfers.

2. Purchasing:

- a. Requesting signatures for the following contract between Otero County and William Boehm, MD.

3. Resolution, Contracts and Agreements:

a. Request approval of 2006 Legislative Appropriations Construction Project Agreement in the amount of \$866,000.00 for grants 06-L-G-464, 06-L-G-466 and 06-L-G-468 for capital improvement projects. Commissioner McGinn stated these are capital improvement projects that are old grants received from the last session. Donna Brandon, Financial Director, stated this is only a partial list and there are more to come. Commissioner Moore stated each year the county commission as well as other entities within the county submit legislative request for funding for projects. This is the acceptance of last year's funding for a portion of those projects.

b. Request approval of a Memorandum of Understanding between the Department of the Interior, BLM, and County of Otero. Dan Bryant, County Attorney, stated this MOU provides for the county's participation as a cooperative agency in one of their planning processes. Mr. Bryant stated changes were made to their standard forms. On the draft the language was adjusted to where it provides for the county's primary representative, which will be Dr. Moore, to sit on the IDT (Interdisciplinary Team) to ask the questions and sets the scope of the environmental inquiry that's done whenever they are doing the planning. Also inserted is the various authority and the power the county has under New Mexico State Statues and pursuant to the county's own ordinances and the planning that the county's been involved concerning water issues. This MOU is to develop a regional water supply plan around Alamogordo. Commissioner McGinn stated the process by which the county will be participating is to look at the effects of the infrastructure

within the county's surrounding water systems. It also cites the agencies responsibility from the county to provide monitoring information concerning water, land uses, population growth, water demand and local water resource conditions.

Ellen Wedum approached the Board and stated that she is very concerned about these water issues and she thinks this is a very good idea because a lot of Alamogordo's water comes from 90 miles away from Bonito Lake. She stated that the county does need to be concerned about the water situation closer to home.

c. Request approval of an agreement between Hueco Bolson Realty, Inc. and Otero County to use Lot 15 Block K, Hueco Bolson subdivision. County Attorney Dan Bryant stated this is an offer of a lease agreement from Hueco Bolson Realty to the county for a period of three years for the location of a mobile health unit which is a bridge for getting into a permanent health clinic in Chaparral..

d. Request approval to ratify the contract for Children, Youth and Families. The contract is to assist with the cost of electronic monitoring of juveniles in lieu of incarceration. The contract is for \$7,500 which is reimbursed to the county. Commissioner Moore stated that this an excellent opportunity to keep those kids in a family environment with family values rather than being in jail.

e. Request approval for an agreement between Otero County and Burro Flats VFD to acquire ½ acre adjacent to and North of the fire station. Commissioner McGinn stated this is a much needed space for the fire department.

f. Request approval for an agreement between Otero County and Otero County Council on Alcohol, Abuse and Alcoholism for 2006/2007 for \$12,758.00.

g. Request approval for an agreement between Otero County and Alamogordo Chamber of Commerce, RE: Tourism/Economic Development for 2006/2007 for \$3,202.00

h. Request approval for an agreement between Otero County Economic Development Corporation, Inc. for 2006/2007 for \$12,500.00.

I. Request approval for an agreement between Otero County and Otero County Boys and Girls Club for 2006/2007 for \$10,395.00

j. Request approval for an agreement between Otero County and C.O.P.E, Inc. of Otero County for 2006/2007 for \$2,599.00.

k. Request approval for an agreement between Otero County and Children In Need of Services, Inc. for 2006/2007 for \$9.900.

l. Request approval for an agreement between Otero County and Civil Air Patrol for 2006/2007 for \$1,000.00,

m. Request approval for an agreement between Otero County and Cloudcroft Chamber of Commerce – Visitor Center for 2006/2007 for \$1,000.00.

n. Request approval for an agreement between Otero County and New Mexico office of Cultural Affairs – Bookmobile for 2006/2007 \$3, 780.00.

o. Request approval for an agreement between Otero County and the City of Alamogordo regarding the Retired Senior Volunteer Program for 2006/2007 for \$2,835.00

p. Request approval for an agreement between Otero County and the Sacramento Mountain Senior Services, Inc. Regarding the Senior Program/Meal Services for 2006/207 for \$44,000.00.

q. Request approval for an agreement between Otero County and the Otero Soil & Water Conservation District for Noxious Weeds for 2006/2007 for \$13,000.00.

Commissioner McGinn stated that there are some contracts that she doesn't see when they went

through the budget process. Ms. Brandon stated this is not a complete list and there are others which are not listed. Ms. Brandon also stated that item twenty-five (25) for the Otero Soil & Water Conservation is for \$13,000.000 and not \$44,000.00. Commissioner Moore state that he miss read that item, but there are three other businesses that the County Commission does through the Otero Soil & Water Conservation that may come to \$44,000.000 but are not ready for signature.

r. Request approval to accept and process the quitclaim deed for the property donated by the American Armed Forces Museum, Inc., located at lot two (2) of the final plat of Northgate Plaza for use as an American Armed Forces Museum. Marie Wuershing approached the Board to clarify that she did not donate the property it was donated by the American Armed Forces Museum. Mrs. Wuershing stated she is the Vice President for the American Armed Forces Museum. Dan Bryant stated approval will be difficult, lots of paper work, and lots of requirements; however they will be able to do it.

4. Elected Officials, Department Heads, Committee Reports:

Request approval to accept a \$500 donation from Michael Shyne on behalf of Evan Sheldon to help the Sidney Paul Gordon Shooting Range establish a mechanism in which people can support the range and not penalize the range's budget or the range's funds coming from the County.

Mr. Michael Shyne approached the Board to state that there are people who from time to time are interested in donating to county projects, but the fear is that if they donate money the Commission will reduce their budget. He is asking the Commission to establish an iron tight mechanism that will allow donations to the shooting range in such a manner that in no way influences or diminishes the normal funding that the Commission gives. Commissioner Moore stated they would accept the donation and directed Dr. Moore to work with the group that they have facilitated and give them the outline of the requirements for the Advisory Board and help create a mission statement.

b. Request approval to submit a letter to Governor Bill Richardson from the Otero County Board of Commissioners to appoint Ms. Nora Espinoza to replace the late Avon Wilson, Representative for District 59 of the New Mexico State Legislature. Dr. Moore stated he received two calls one from Lincoln and Chavez County, stating that they sent the county a similar letter of what they plan on submitting to the Governor regarding the appointment of Ms. Nora Espinoza for Representative District 59. Commissioner Moore requested staff to get in contact with the late Avon Wilson's family to see if they are supporting anyone to serve in her absence for the balance of her term until the election in November.

Howard Barkley and Gayle Palshook both approached the board to request to the County Commission not to nominate anyone to replace the Late Avon Wilson for Representative District 59.

c. Bill L. Parker – requested approval for Co-op agreement between Otero County and Village of Cloudcroft to chip seal the surface of various roads within the Village of Cloudcroft with a total of 1.6 miles.

d. Bill Parker- requested approval for Co-op agreement between Otero County and U.S. Forest Service. The U.S. Forest Service will pay for base course material and Otero County will furnish labor and equipment for 16 Springs Canyon Rd. and Walker Canyon Rd. He stated that Forest Service changed the way they do their contracts and he did not receive the contacts until yesterday, that is why he just had it put on the agenda. Commissioner Moore directed staff to put this item on the agenda for Tuesday, August 8, 2006 commission meeting for approval.

5. Public Hearing:

Brenda Garcia- Request approval to name a driveway intersecting with Owens Road, in the La Luz Fire District as a road. The requested name is Riffe Road. Ms. Garcia wanted to clarify that it is not changing the existing name of Owens Road, it is changing the a name on a driveway and it will not be placed in the

Otero County Road maintenance system.

6. Citizen Communications:

a. Evelyn Schultz approached the Board to thank the County Commission for the \$303,000 grant to replace five miles of infrastructure. She especially thanked Commissioner Nivison for his support on this.

b. Nola Jones also approached the Board. She stated she lives in Cloudcroft and she would like to state that she supports Ellen Wedum, candidate for State Representative for District 59.

6. Executive Session:

Commissioner McGinn made a motion to go into Executive Session to discuss personnel issues, marketing and acquisition of property and modification of road maintenance inventory. The motion was seconded by Commissioner Nivison. Roll call was taken as follows:

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| Commissioner McGinn | yes |
| Commissioner Nivison | yes |
| Commissioner Moore | yes |

Commissioner McGinn made a motion to come out of Executive Session having discussed personnel issues, marketing and acquisition of county property, and modification of road maintenance inventory.

The motion was seconded by Commissioner Nivison. Roll call was taken as follows:

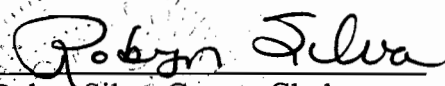
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| Commissioner McGinn | yes |
| Commissioner Nivison | yes |
| Commissioner Moore | yes |

There being no further business before the Board the Chairman adjourned the meeting at 12:10 p.m.

APPROVED:


Doug Moore, Chairman

ATTEST:


Robyn Silva, County Clerk
Work Session August 2, 2006