

**Regular Meeting**

**September 19, 2006**

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 6:00 p.m., September 19, 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        |
| Dan Bryant       | County Attorney       |
| Sue Ellen Cox    | Executive Secretary   |
| Bill Lee Parker  | Public Works Director |
| Lynn Estrada     | Deputy Clerk          |

**DRAFT**

John Blansett gave the invocation. Commissioner McGinn led the Pledge of Allegiance and the Salute to the Flag of the State of New Mexico.

**Proclamation:** Family Day Proclamation

Commissioner Moore read the Proclamation into the records.

**Presentation:** Otero County Road Department Safety Award

Commissioner Moore presented Bill Lee Parker, Road Department, a safety award plaque for six

months accident free.

**Presentation:** Sheriff's Department-Certificate of Appreciation

Commissioner Moore read the Certificate of Appreciation into the records.

**Presentation:** Otero County Fair Board to thank the Board of County Commissioners for their assistance with needed repairs.

Harold O'Dell read a letter of appreciation into the records from the Fair Board to the County Commissioners, Maintenance Dept., the Road Shop, the Convenience Center and Detention. Mr. O'Dell would like a copy of this letter put into each employee's personnel file that was involved with the repair work.

**1 .Consent Agenda:**

Commissioner Nivison made a motion to approve items 1-17. A. Minutes, B. Bills List #7, #8, #9, #10, #11, C. Health Care Services sole provider monthly report for September 2006, D. Personnel, E. Purchasing, F. Resolutions, Contracts and Agreements. The motion was seconded by Commissioner McGinn. A vote was taken and the motion passed unanimously. See pages

**2. Elected Officials, Department Heads, Committee Reports:**

a. Nena Garcia-Otero County Safety Report.

Ms. Garcia gave a power point presentation of safety infractions in the Courthouse that have been fixed and that are in the process of being fixed.

Commissioner Moore thanked Ms. Garcia for her report and the good work that she is doing for the County.

b. Discuss proposed amendments to the Otero County Personnel Ordinance.

Dr. Moore stated that the draft Personnel Ordinance will be given to Department Heads and Elected

Officials for their comments on the ordinance. We will be scheduling a sit down meeting in the coming week with the Elected Officials and Department Heads.

c. Request approval of a Joint Powers Agreement between the Village of Cloudcroft and the Board of County Commissioners. The purpose of this agreement is to establish a regional communications center providing for dispatch services.

Commissioner McGinn made a motion to approve the Joint Powers Agreement between the Village of Cloudcroft and the Board of County Commissioners. The motion was seconded by Commissioner Nivison. A vote was taken and the motion passed unanimously. See pages

### **3. Citizen Communications:**

a. Request approval of the 2007 Otero County Community Health Council Membership List as recommended by Community Health Staff.

Commissioner McGinn made a motion to approve the Community Health Council Membership List. The motion was seconded by Commissioner Nivison. A vote was taken and the motion passed unanimously. See pages

b. Report on solid waste activities in Otero County presented by Debra Ingle.

Debra Ingle reported that we have been in operation in Otero County for 78 days. We have taken care of 5 of the 6 violations of Osha and have ground 8 thousands yards of green waste. The La Luz gravel pit has been completely re-designed. The contract has been awarded for the tire baling. The site is now in compliance with the state. The La Velle site has also been re-designed, but now waiting for the Lease Agreement. Ms. Ingle would like to commend the staff at the Convenience Center for all their hard work and dedication.

### **4. Commission Discussion:**

a. Commissioner Nivison welcomed Dr. Fowler and Dr. Red Backer to the meeting and publicly thanked them for the science that they have provided to the County on the Lincoln National Forrest. The County benefits from this science and it is done by New Mexico State University where these two gentlemen work.

**5. Public Hearing:**

The time being 6:30 p.m. the Chairman opened the Public Hearing on a new road name for Old Farm Road located in the La Luz Fire District. Commissioner Moore recessed the Public Hearing on Old Farm Road and opened the Public Hearing on the new road name, Blue Grama Road located in the Jack Rabbit Flats Fire District. Commissioner Moore recessed the Public Hearing on new road name, Blue Grama Road and opened the Public Hearing for the preliminary plat of Sundance Subdivision. The Chairman recessed the Public Hearing on Sundance Subdivision and opened the Public Hearing for preliminary plat approval for Ranches of Riata Subdivision. The Chairman recessed the Public Hearing on Ranches of Riata Subdivision and opened the Public Hearing for a new road name for the road located in Section 30, T15S, R10E, in the La Luz Fire District. The road is located on a driveway turning left of Owens Road. The road name being considered is Old Farm Road.

Steve Dutill, GIS Supervisor, stated that we have had 2 objections to this road name, one coming from Mr. Odum and the other from Mr. & Mrs. Buck. They are the only two residents on this road and they would like to name it Wiest Road. Commissioner McGinn stated that she has received an e-mail from Charlene Shriver, wishing to name the road Wiest. Mr. Odum would like to know where the Old Farm Road name came from. Commissioner Moore stated that it was recommended by the Planner. Mrs. Hope Buck stated that we are the other residents on this road and we would like to have the road named Wiest. This name comes from a man who was an important part of this community and who has passed

away.

Commissioner McGinn made a motion to name the road Wiest Road. The motion was seconded by Commissioner Nivison. A vote was taken and the motion passed unanimously. See pages

The time being 6:55 p.m. the Chairman closed the Public Hearing on the road name for Old Farm Road and opened the Public Hearing for the road being considered named Blue Grama Road.

Steve Dutillel stated that the name was recommended by the property owner. It is located in Caballo Place Subdivision. The current road name is Sun Dancer Lane and being requested to change to Blue Grama Road.

Commissioner McGinn made a motion that we name the road located in Sec.19, T14S, R10E, in the Jack Rabbit Flats Fire District, Blue Grama Road. The motion was seconded by Commissioner Nivison. A vote was taken and the motion passed unanimously. See pages

The time being 7:10 p.m. the Chairman closed the Public Hearing on the road name Blue Grama Road and opened the Public Hearing for the preliminary plat approval for Sundance Subdivision.

Dale Palkki stated that it has been before the Planning Commission, but the subdivider has requested that they remove the plat from their agenda. There are some changes that have to be made and the plat will come before them again in October. There was no action taken.

The time being 7:15 p.m. the Chairman closed the Public Hearing on the preliminary plat for Sundance Subdivision and opened the Public Hearing on the preliminary plat approval for Ranches of Riata.

Dale Palkki stated that this subdivision is located off Riata Road. It will be subdivided into 16 lots with individual or shared wells. The Planning Commission had a list of recommendations before approval.

Commissioner McGinn made a motion to approve the preliminary plat for Ranches of Riata

Subdivision with all the conditions listed by the Planning Commission to be met. The motion was

seconded by Commissioner Nivison. A vote was taken and the motion passed unanimously. See pages The time being 7:25 p.m. the Chairman closed the Public Hearing on preliminary plat approval for Ranches of Riata and returned to the Regular Meeting.

**6. Unscheduled Citizen Communications:**

a. Paul Quairoli, Emergency Services Coordinator, discussed information from the Health Department and residents regarding mosquito abatement. Mr. Quairoli stated that the County is eligible for mosquito control under FEMA. County personnel will have to have some training to handle the chemicals necessary for treating areas that have standing waters. Ponds, arroyos and some private property will be treated by a ULV fogger system. FEMA will fund 75 percent of the cost, the state will fund 18 percent and the County would be responsible for a 7 percent match.

The Board thanked Mr. Quairoli for his report and requested more information on the cost and training to be given and asked for this information to be presented at the next Regular Meeting.

**7. Executive Session:**

Commissioner McGinn made a motion to go into Executive Session to discuss B. pending threatening litigation, items 1. Rhino Settlement Litigation, 2. 60 day Notice of Intent on the Thistle delisting petition, 3. Water rights on the Sacramento Allotment, C. Personnel items, 1a – 1f, employee evaluation and recommended actions, D. Land item 1. disposal and acquisition of property, E. Roads, item 1. road maintenance inventory, F. Detention Center, item 1. inmate incidents. The motion was seconded by Commissioner Nivison. Roll call was taken as follows:

Commissioner McGinn	yes
Commissioner Nivison	yes
Commissioner Moore	yes



There being no further business before the Board the Chairman adjourned the meeting at 8:40 p.m.

APPROVED:

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Doug Moore, Chairman

ATTEST:

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Robyn Silva, County Clerk

Regular Meeting, Sept. 19, 2006