



**c. Personnel:**

a. Request approval to promote Debra Mullikin from Accounts Payable Specialist I to Accounts Payable Specialist II. Requested salary increase represents a 5% increase totaling \$1,200 per year. This request is available in the 2007/2008 Administration budget.

**d. Purchasing:**

Item 6-Request approval of Sealed Bid #08-004, fire apparatus for Boles Acres VFD to Freedom Fire Equipment, in the amount of \$151,950. The Boles Acres Fire Chief has requested to borrow the full amount through the New Mexico Finance Authority. There is sufficient funding in this department for this purchase.

Chief John Badger approached the Commission to see if there is any possible way of speeding up the bid process. The bid has been opened for a month. Once the bid is awarded then it has to come to the Commission for approval. The truck building is taking at least up to 18 months. Commissioner Moore stated that the only way to shorten that window is to know when we are going to have a meeting and back your process backwards from that so you open the sealed bid. Mr. Badger stated that he had tried to do that with this truck, but it is the next truck that he is looking at ordering.

**3. Resolutions, Contracts, & Agreements:**

a. Item 22, request approval of an agreement between Otero County and Southwestern Wireless for the lease of a 60'x70' tract in the southeast corner of the Otero County Road Shop property for the purpose of erecting a communications tower.

Commissioner Moore directed staff to contact the Bureau of Land Management to make sure this meets with their approval. One tower has been constructed and we don't foresee any

complications. Southwestern Wireless will be providing services to the County.

Commissioner McGinn asked what the communication tower would affect? Mr. Backstrom stated that the tower that is going up is a commercial tower for wireless access to the community.

In conjunction with that, the company is providing the County with our internet access to the Chaparral Sub-Station and the Sacramento Mountain Sub-Station for the Sheriff's Department.

The net result in this agreement is about a \$1,700 a month saving to the County.

#### **4. Elected Officials, Department Heads, Committee Reports:**

a. Request approval to spray for the *Nepytia janetae* looper. The total spray area will be recommended by the County Administrator based upon the presence or absence of the looper on non-federal lands.

Commissioner McGinn made a motion to approve to spray for the *Nepytia janetae* looper, with the recommendation of the total spray area by the County Administrator. The motion was seconded by Commissioner Nivison. A vote was taken and the motion passed unanimously.

See pages

#### **5. Public Hearings:**

a. Consider approving the preliminary plat for Elk Springs Estates Subdivision located south of Hwy 82, approximately 16 miles west of Mayhill and approximately 3 miles east of Cloudcroft.

Hans Steinhoff, Chairman of the Planning Commission, stated that at their meeting yesterday we gave recommendation for approval with conditions. They are minor conditions to word changes in the Disclosure Statement. This is the second public hearing on this subdivision. There were many people at the Planning Commission with concerns about the

water issue. The developer has water rights to the spring, 14 acre feet per year and the subdivision supposedly will only use 12 acre feet per year. There will be shared domestic wells and the developer will drill the wells before the lots are sold to make sure they have water. Commissioner Moore stated that this subdivision will be one of the first to comply with our new subdivision regulations. Mr. Steinhoff stated that they don't have to comply. The new regulations weren't filed with the States Records Administrator, so it will be 30 days after they are filed before they take effect. Mr. Backstrom stated that this document has been filed with the State Records Center as of October 1, 2007. Commissioner Moore would almost like to hold off on this subdivision until the new regulations come into effect. Mr. Steinhoff stated that if the developer had to wait for the regulations to go into effect then he would have to change the whole project. Mr. Steinhoff's feelings are, that we let him go 6 months under the old regulations he should be able to complete the subdivision under the old regulations. Commissioner Moore stated that this is a preliminary plat and he doesn't know how long the process has been going on. Commissioner Moore stated we will continue this conversation at the public hearing at Thursday night's meeting.

**6. Old Business:**

Commissioner Moore stated this is a status report on projects that have been going on for some time. This will be an update for the public as well as the Commission.

**7. Citizen Communications:**

a. Commissioner Moore made a motion to move item 49, land acquisition in Timberon to executive session. The motion was seconded by Commissioner McGinn. A vote was taken and the motion passed unanimously.

## **8. Commission Discussions/Correspondence:**

- a. Request approval of a letter of support to Dynamotive for biomass projects.

Commissioner McGinn made a motion to approve a letter of support to Dynamotive for biomass projects. The motion was seconded by Commissioner Nivison for discussion.

Commissioner Nivison stated that this will give us an opportunity to turn a negative component in the forest into a positive component. We have 30 tons of biomass per acre in the forest where we should only have 2 or 3. There is a new technology that can take the biomass and turn 200 tons of biomass and turn it into 400 barrels of bio oil, which can be used for electricity or can be sold as a product. There is a great deal of opportunity for grants for bio energy right now. We are looking into the grants to help assist this company in locating here. Commissioner Moore stated that this is a great opportunity for us to clean up our forest and produce energy at the same time. The company has several plants up and running one being in Vancouver, Canada. We have been invited to tour the plant. Our intent is to send a letter pledging our support that we like the idea and will help in any way that we can. A vote was taken and the motion passed unanimously. See pages

- b. Commissioner Moore stated that he had been to Dog Canyon to visit with residents as well as their neighbors on Taylor Ranch Road to discuss flooding. We have released a warning, because of the concerns with the rodent population. A Public Health warning was issued also for residents to be aware when preparing for winter and the rodent droppings.

Commissioner Moore stated that he was also in Chaparral with an update discussion with the residents on the progress of their clinic. We have some people on the Otero side attempting to get a ballot going to incorporate Chaparral into a town. We also had a lot of discussion about

some allegations about the Sheriff's Department and how his deputies handled some law enforcement issue down there. Commissioner Moore would like to pledge his support to the Sheriff and those deputies.

c. Commissioner McGinn announced that she will be having a meeting on October 23<sup>rd</sup> at the Bent Volunteer Fire Department to discuss the conclusion of a drainage study to address flooding problems in Nogal Canyon.

**9. Unscheduled Citizen Communications:**

a. Hans Steinhoff stated that he would like the County to send a Certificate of Appreciation to Monroe Curtis, who was the Chairman of the Planning Commission for many years.

b. Janet White stated that she had looked at Ordinance 07-05 and that it is not the same as the one that she had received earlier. It looks more like the resolution that was passed. In the document itself it refers to the resolution and not the ordinance. Commissioner McGinn stated that Ms. White was correct and thanked her for bringing it to their attention.

**10. Executive Session:**

Commissioner McGinn made a motion to go into executive session to discuss item D. land. The motion was seconded by Commissioner Nivison. Roll call was taken as follows:

Commissioner McGinn	yes
Commissioner Nivison	yes
Commissioner Moore	yes

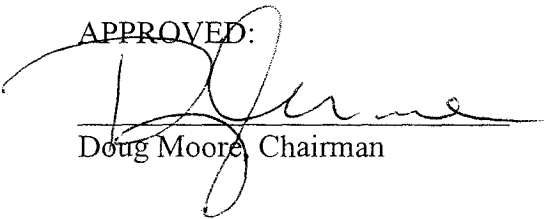
Commissioner McGinn made a motion to come out of executive session having discussed items under land, having made no decisions. The motion was seconded by Commissioner Nivison.

Roll call was taken as follows:

Commissioner McGinn	yes
Commissioner Nivison	yes
Commissioner Moore	yes

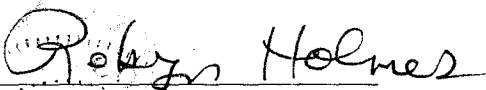
There being no further business before the Board, the Chairman adjourned the meeting at 10:01 a.m.

APPROVED:



Doug Moore, Chairman

ATTEST:



Robyn Holmes, County Clerk

Work Session  
October 10, 2007