

**MINUTES
SPECIAL MEETING
LUNA COUNTY BOARD OF COUNTY COMMISSIONERS**

December 30, 2009

BE IT REMEMBERED that the Luna County Board of County Commissioners met in special session at 4:00 p.m. on Wednesday, December 30, 2009, in the County Commission Chambers of the Luna County Courthouse, Deming, New Mexico, for the purpose of conducting any and all business to come properly before the Board. The following members of the Board were present:

Commissioner Fred D. Williams, District 1
Commissioner Debra French, District 2
Chairman R. Javier Diaz, District 3

Also present were the following staff and elected officials: County Manager John Sutherland Jr., Executive Assistant Glory Johnson, Chief Deputy Clerk Natalie Pacheco, Deputy Clerk Berenda McWright, Chief Deputy Treasurer Gloria Rodriguez, Treasurer Dora Madrid, Human Resources Director Danny Gonzales, Budget/Procurement Director Joanne Hethcox and Florida Volunteer Fire Department Chief Tony Anderson.

Chairman Diaz called the meeting to order at 4:00 p.m. and led the Pledge of Allegiance and the salute to the flag of the State of New Mexico.

Public Hearing to Consider Approval of Manufacturer Liquor License (spirituous liquors and brandy) for Applicant New Mexico Wineries, Inc.: Manager John Sutherland stated that the Application by New Mexico Wineries has met all of the requirements by the State of New Mexico and recommended approval of the application. Jamie Walsh of St. Claire Wineries explained that this will allow the winery to have a manufacturer's license to mix and bottle vodka and brandy. Commissioner Williams motioned to approve the Application for Liquor License for New Mexico Wineries, Inc. The motion was seconded by Commissioner French and was approved unanimously.

NEW BUSINESS:

A. Resolution 09-55 Creating a New Fire District - Savoy Volunteer Fire Department: Mr. Sutherland recommended approval of Resolution 09-55 creating the Savoy Volunteer Fire Department. Commissioner Williams motioned to approve Resolution 09-55 Creating a New Fire District - Savoy Volunteer Fire Department. The motion was seconded by Commissioner French and was approved unanimously.

B. Joint Powers Agreement between the Energy, Minerals and Natural Resources Department, Forestry Division and Luna County for Wildland Fire Protection and Suppression: Mr. Sutherland stated that the joint powers agreement would allow the county to work jointly and cooperatively with the Energy, Minerals and Natural Resources Department on the suppression of wildfires. It would also allow for the payment of the certified volunteer firefighters and for the exchange of equipment used for the suppression of wildfires. Commissioner Williams questioned if the county had entered into any previous agreements. Chief Tony Anderson stated that the county has entered into previous verbal agreements. Commissioner French motioned to approve the Joint Powers Agreement between the Energy, Minerals and Natural Resources Department, Forestry Division and Luna County for Wildland Fire Protection and Suppression. The motion was seconded by Commissioner Williams and was approved unanimously.

C. Request for Sole Community Hospital Provider Payment Agreement: Mr. Sutherland recommended approval of the request from Mimbres Memorial Hospital for \$3,447,307.00 in sole community provider funds for the year July 1, 2010 through June 30, 2011. Bill Quitmeyer, Chief Executive Officer of Mimbres Memorial Hospital, stated that the amount was calculated according to the New Mexico Health Departments recommended estimate of a 5% increase over the current years approved amount plus supplemental funds. Commissioner French motioned to approve the Request for Sole Community Hospital Provider Payment Agreement. The motion was seconded by Commissioner Williams and was approved unanimously.

D. Agreement between NM Department of Finance and Luna County for Funding to Purchase and Install Emergency Dispatch Equipment: Mr. Sutherland stated that the Agreement between the NM Department of Finance and Luna County gives funding back to the county that was previously taken away by the legislature, for the purchase and installation of emergency dispatch equipment. Mr. Sutherland requested board approval of the agreement. He informed the board that installation of dispatch equipment is contingent upon the renovation of the dispatch center and the county is hopeful that the funding will be returned for the renovation as well. Commissioner Williams motioned to approve the Agreement between NM Department of Finance and Luna County for Funding to Purchase and Install Emergency Dispatch Equipment. The motion was seconded by Commissioner French and was approved unanimously.

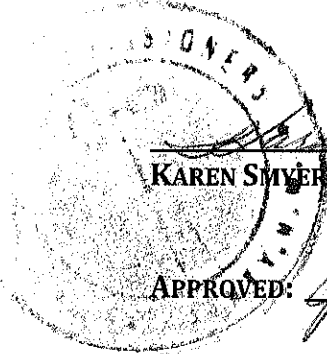
E. 2010 Luna County Holiday Schedule: Mr. Sutherland recommended approval of the proposed Luna County Holiday Schedule for the year 2010. Human Resources Director Danny Gonzales informed the board that the dates for the holiday schedule come from the State Personnel Board and the only exception is the county allows employees another day off for the county fair. Mr. Gonzales suggested the board also allow the county employees to leave early on the day of the duck race because of parking issues. Chairman Diaz announced that county employees would be allowed to leave at noon on January 31, 2009. Commissioner French motioned to accept the 2010 Luna County Holiday Schedule. The motion was seconded by Commissioner Williams and was approved unanimously.

Executive Session to Discuss Limited Personnel Matters Pursuant to §10-15-1(H)(2) NMSA 1978 Related to the Evaluation of the County Manager: Commissioner French moved to go into executive session to discuss limited personnel matters pursuant to §10-15-1(H)(2) NMSA 1978, related to the evaluation of the Luna County Manager and announced that no other matters would be discussed. Commissioner Williams seconded the motion. A roll call vote was taken resulting in each commissioner voting in the affirmative.

Commissioner Williams motioned to reconvene the session and announced that no action was taken and no other matters were discussed. Commissioner French seconded the motion and the motion carried unanimously.

ADJOURN: Commissioner Williams moved for adjournment. Commissioner French seconded the motion and each voted "aye." The meeting concluded at 5:25 p.m.

ATTEST:



KAREN SMYER, LUNA COUNTY CLERK

APPROVED: January 14, 2010

LUNA COUNTY BOARD OF COUNTY COMMISSIONERS

Fred D. Williams

FRED D. WILLIAMS, DISTRICT 1

Debra French

DEBRA FRENCH, DISTRICT 2

R. Javier Diaz

R. JAVIER DIAZ, DISTRICT 3, CHAIRMAN