

VALENCIA COUNTY BOARD OF COMMISSIONERS

Business Meeting

September 1, 2006

PRESENT	ABSENT
Paul Trujillo, Chairman	
Ron Gentry, Vice-Chairman	
Mary J. Andersen, Member	
Georgia Otero-Kirkham, Member	
Lynette Pinkston, Member	
Francisco Apodaca, Interim County Manager	
Cynthia R. Wimberly, County Attorney	
Tina Gallegos, County Clerk	
Press and Public	

1. The meeting was called to order by Chairman Paul Trujillo at 9:03 AM.

2. Chairman Trujillo asked Superintendent Walter Gibson to lead the Pledge of Allegiance.

3. Approval of Agenda

Commissioner Andersen asked that item 7c be removed from the agenda and it is not her intention to table this item forever but would like some time to discuss it with the rest of the Commissioners. Commissioner Kirkham said she would like it removed also. Commissioner Pinkston said she would like to see item 7c remain on the agenda as it is. Commissioner Gentry said he would also like to see item 7c remain on the agenda. Chairman Trujillo said seems we have a tie and the item will remain on the agenda. Commissioner Gentry moved for approval of the agenda. Seconded by Commissioner Pinkston. Commissioner Pinkston voted yes. Commissioner Kirkham voted no. Commissioner Gentry voted yes. Commissioner Andersen voted no. Chairman Trujillo voted yes. Motion carried 3-2.

4. Approval of Minutes: August 18, 2006 Business Meeting

Commissioner Kirkham moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

5. Public Requests

Jane Moorman, Journalist from the News-Bulletin said she has accepted a position with New Mexico State University and will be starting with them sometime in the near future. Commissioners thanked Jane for all that she has done for Valencia County.

6. Discussion (Non-Action) Items

a.. Reports from Boards, Commissions & Committees – County Commission

Commissioner Pinkston reported on a meeting she attended with Ms. Gabaldon and Mr. Campos in regards to the Headstart Program and the Meadow Lake Community Center.

Commissioner Gentry put in a request for speed bumps in regard to a letter that was mailed to him and also drainage problems in a subdivision. This request was deferred to administration.

b. Department Director's Reports – Department Directors

Ms. Gabaldon reported on the projects that are in operation at this time. Also, the Older American Program Director, Jose Campos has a written report for the Commissioners.

Frank Sherman, Building Inspector handed in a written report for Commission review.

7. Action Items

a. MOU with Los Lunas Public Schools regarding School Resource Officer (tabled) 8/18/06 – Richard Perea (Exhibit A)

Commissioner Gentry moved to untable the above item. Seconded by Commissioner Kirkham. Motion carried unanimously.

Sheriff Perea said this is the request for the MOU and hopefully we got it right this time. Commissioner Gentry at the last meeting had questions due to liability but in reviewing the revamped MOU all Commissioners were in agreement with the document. Commissioner Kirkham thanked the Sheriff and the Los Lunas School Board, everyone worked really hard answering the questions and concerns that we had at the last meeting. Commissioner Kirkham moved for approval. Seconded by Commissioner Gentry. Discussion. Commissioner Gentry said we appreciate getting the information we needed, the School Attorney, our Attorney, School Board members, Superintendent Gibson so we know that collectively the last two weeks was spent working on this document. We accomplished the concerns we had. Motion carried unanimously.

b. Awarding Architectural Contracts – Vangie Gabaldon

i) Meadow Lake Community Center (Exhibit B)

ii) Meadow Lake Fire Station (Exhibit C)

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Ms. Gabaldon said the first item on the agenda is requesting approval of awarding the contract to Village Architects for architectural services for planning, design, and construction of an addition to the Meadow Lake Community Center well as a site improvement which is the third phase of a three phase project. We have appropriations totaling \$418,953.00. Commissioner Pinkston moved for approval of both items, Meadow Lake Community Center and Meadow Lake Fire Station.. Seconded by Commissioner Gentry. Motion carried unanimously.

c. Awarding of Bids – Vangie Gabaldon

i) OAP Central Kitchen Renovation – Vangie Gabaldon (Exhibit D)

Ms. Gabaldon said this request is for approval to award Bid #606 Older American Central Kitchen Renovations to Vigil Contracting Services. We received three bids and Vigil Contracting was the low bidder with a total of \$392,730.00. Commissioner Andersen moved for approval. Seconded by Commissioner Kirkham. Discussion. Commissioner Andersen said we have expended \$23,000 of this money for this project. This project was started 31/2 years ago and she is convinced that it is a project used by the County and she recommends approval. Commissioner Andersen voted yes. Commissioner Kirkham voted yes. Commissioner Pinkston voted no. Commissioner Gentry voted no. Chairman Trujillo voted no. Motion failed 3-2.

Commissioner Andersen asked for a point of personal privilege. Commissioner Andersen said when she received her packet, she was not aware this item was on the agenda, she asked Mr. Apodaca to remove it from the agenda so that she might have time to speak with each of the Commissioners and Senator Sanchez about her own perception about this project. She began the effort to replace the kitchen nearly three years ago at the current site in Belen. The kitchen at that time lacked a proper fire suppression system and had one working oven and two small refrigerators which were unable to maintain foods at a proper temperature. Also, a freezer that did not permit proper storage. Her initial investigation was the building belonged to Belen and was informed there was no space to expand. Commissioner Andersen said she began looking for another site. The Community Center in Los Lunas has room for expansion and is more centrally located and has the larger population to be served. Commissioner Andersen said she worked with the State Senators and State Representatives on a proposal and received legislation monies. The proposal was favorably received by all. The State Property Control Division leased a space for us at the training school for \$1.00 a year. The space was adequate and we asked for architectural proposals and the firm of Soleil West was retained. This permitted the County to do major food production for the County Detention Center without having to expand that inadequate kitchen. Commissioner Andersen said she has over 20 years experience in evaluating food services and their institutions in terms of economic valuability and performance. She has designed and specified equipment for central kitchens and two restaurants. Commissioner Andersen said she is considered an expert in this field. It is her firm belief based on her past experience which she defies anyone to challenge her of personal equal qualifications that this kitchen is the best long term solution for Valencia County.

Commissioner Gentry said he has never had to discuss his vote but he would like to explain not continuing this project. He has been on this Commission for a year and a half and he feels there is a lack of information, how it got to this point with the bid befuddles him. Commissioner Gentry said in looking back at what the Commission did in getting an architect to look into the program goes back to when we were doing the budget. Our administrative services staff informed us that it did not look like it was cost effective. Our Older American Director came from a state agency, he has a background of expertise in this area. We have a report that was given to us that states the cost of this kitchen would be prohibited and lists a section of things that would not be good. It also states a negative impact of moving it to the training school. Commissioner Gentry said our action today is to protect seniors and to put the money into enhancing the community centers, that was his purpose in moving this direction.

Commissioner Pinkston said she had a benefit on this issue because she was a meal site manager at the Meadow Lake Community Center years ago. The food would start out from the Belen kitchen at 8:30 AM or so and the Meadow Lake Center would not receive the food until noon. By that time we had to recook everything because they had been in the hot boxes for so long. We did lose a lot of Seniors over the years because of our meal service. When we did cook at the center, we had wonderful participation because the food was cooked there.

Commissioner Pinkston moved to reject all bids and to delete central kitchen construction project and allocate the available revenue to be utilized for expansion and upgrades to the present and future kitchen facilities in our various senior meal site centers. Seconded by Commissioner Gentry. Discussion. Commissioner Pinkston voted yes. Commissioner Kirkham voted no. Commissioner Gentry voted yes. Commissioner Andersen voted no. Chairman Trujillo voted yes. Motion carried 3-2.

d. Valencia County Hospital/24 hour Healthcare Facility – Dan Weak

i) Status Report (Exhibit E)

ii) Resolution 2006-39, Hospital/24 Hour Emergency Healthcare Center Mill Levy Election (Exhibit F)

Mr. Weaks said they have made quite a progress on this project. They have issued the RFP and two formal bidders submitted proposals. Valencia County is one of only 8 counties in the state with no hospital yet it is the 7th largest county in terms of population. The RFP for the facility was issued in May and bids were received from Covenant Health System and Quorum Health Resources in July. The evaluation team is now reviewing and analyzing the proposals and will have recommendations to the County by September 15th. It is anticipated that a contract be awarded by October 1. Mr. Weaks

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said a public referendum is required for the authorization of the mill levy. It is recommended that the question be put on the November 7th ballot for authorization of up to 2.75 mills for the health care facility. The mill levy would finance the debt service for the facility construction. This will show local support for the facility and will assist in obtaining capital outlay funds from the state. A public campaign would be conducted to generate support for the mill levy and the facility. The campaign would include media, town hall meetings and community group meetings. Commissioner Gentry moved for approval of Resolution 2006-39. Seconded by Commissioner Pinkston. Discussion. Chairman Trujillo allowed the public to speak on this item. Lester Swindle, Dodie Hoffman and Janet Jarret spoke on this item. Commissioner Gentry called for the question. Seconded by Commissioner Pinkston. Roll call vote. Commissioner Pinkston voted yes. Commissioner Kirkham voted yes. Commissioner Gentry voted yes. Commissioner Andersen voted yes. Chairman Trujillo voted yes. Motion carried 5-0. Chairman Trujillo called for the vote on the above motion made by Commissioner Gentry on approval of Resolution-39 which was seconded by Commissioner Pinkston. Motion carried unanimously.

e. 2006 List of Appointments – Francisco Apodaca (Exhibit G)

Commissioner Gentry moved for approval of the updated list of appointments. Seconded by Commissioner Pinkston. Motion carried unanimously.

f. Financial Matters

i) Approval Payroll/Warrants – Francisco Apodaca

Mr. Apodaca presented the computer printout list of all the checks issued by the Manager's Office on September 1, 2006 covering payroll process on that date. Payroll Check #75022 thru Payroll Check #75249 inclusive. Deduction Check #86414 thru Deduction Check #86441 inclusive for a listing total of \$275,877.69. **(Exhibit H)**

Mr. Apodaca presented the computer printout list of all the checks issued by the Manager's Office on August 28, 2006 covering vendor bills processed on that date. Check #86410 thru Check #86410 inclusive for a total of \$22,754.51. **(Exhibit I)**

Mr. Apodaca presented the computer printout list of all the checks issued by the Manager's Office on August 30, 2006 covering vendor bills processed on that date. Check #86412 thru Check #86413 inclusive for a total of \$275,307.67. **(Exhibit J)**

Mr. Apodaca presented the computer printout list of all the checks issued by the Manager's Office on August 25, 2006 covering vendor bills processed on that date. Check #86284 thru Check #86409 inclusive for a total of \$170,720.28. **(Exhibit K)**

Mr. Apodaca presented the computer printout list of all the checks issued by the Manager's Office on August 29, 2006 covering vendor bills processed on that date. Check #86411 thru Check #86411 inclusive for a total of \$123,507.34. **(Exhibit L)**

Commissioner Andersen moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

Chairman Trujillo called for a 10-minute break. Chairman Trujillo allowed Laural Westman to speak briefly on the animal drop-off kennel progress. Commissioners all agreed.

8. Executive Session: Pursuant to Section 1—15-1 NMSA 1978, the following matters may be discussed in closed session: a. limited personnel matters; b. pending or threatened litigation, and c. other specific limited topics that are allowed or authorized under the stated statute.

i) Approval of Job Announcements/Publish

Commissioner Kirkham moved to enter into executive session. Seconded by Commissioner Pinkston. Roll call vote. Commissioner Pinkston voted yes. Commissioner Kirkham voted yes. Commissioner Gentry voted yes. Commissioner Andersen voted yes. Chairman Trujillo voted yes. Motion carried 5-0.

Commissioner Pinkston moved to enter back into regular session. Seconded by Commissioner Gentry. Motion carried unanimously.

Ms. Wimberly stated the items that were discussed in executive session were the sealing of records in a criminal litigation case, notice of tort claims act by Kimberly Griego which was filed against the County, status of another tort claims act regarding an individual on events that occurred at a senior center, the status of the Scisson litigation, the status of the barking dog case, the status on zoning issue, personnel matters regarding advertisement of three positions. No action was taken.

Mr. Apodaca requested approval to publish for a Public Works Director, Regional Planner and a receptionist.

Commissioner Andersen moved to accept the above reports. Seconded by Commissioner Gentry. Roll call vote. Commissioner Gentry voted yes. Commissioner Kirkham voted yes. Commissioner Pinkston voted yes. Commissioner Andersen voted yes. Chairman Trujillo voted yes. Motion carried 5-0.

Commissioner Gentry moved for approval of the job announcements and to publish. Seconded by Commissioner Kirkham. Motion carried unanimously.

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9. COUNTY MANAGER'S REPORT (Information Only)

Information: NMSU – Cooperative County Extension Services – Reassignment Building

Mr. Apodaca requested permission to contact State Property Control on the 911 dispatch building for reassignment to NMSU County Extension Service. Commissioners all agreed.

Mr. Apodaca said the President has declared Valencia County a disaster area which means we are eligible for disaster monies.

Mr. Apodaca asked the Commission to come up with a date to tour the detention facility.

The next Public Hearing Meeting of the Valencia County Board of County Commission will be held on September 13, 2006 at 5:00 PM in the County Commission Room at the Valencia County Courthouse. The next Business Meeting will be held on September 15, 2006 at 9:00 AM in the County Commission Room.

Adjournment

After Commissioners signed the proper documents, the business meeting was adjourned at 12:07 PM.

NOTE: All proposals, documents, items, etc., pertaining to items on the agenda of the September 1, 2006 Business Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.

VALENCIA COUNTY BOARD OF COMMISSIONERS

PAUL EDWARD TRUJILLO CHAIRMAN

**ss/
RON GENTRY, VICE-CHAIRMAN**

**ss/
MARY J. ANDERSEN, MEMBER**

**ss/
GEORGIA OTERO-KIRKHAM, MEMBER**

**ss/
LYNETTE PINKSTON, MEMBER**

ATTEST: ss/

TINA GALLEGOS, COUNTY CLERK

DATE: September 15, 2006