

VALENCIA COUNTY BOARD OF COMMISSIONERS

Business Meeting

October 20, 2006

PRESENT	ABSENT
Paul Trujillo, Chairman	
	Ron Gentry, Vice-Chairman
Mary J. Andersen, Member	
Georgia Otero-Kirkham, Member	
Lynette Pinkston, Member	
Francisco Apodaca, 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 9:05 AM.

2. **Chairman Trujillo asked Commissioner Andersen to lead the Pledge of Allegiance.**

3. Approval of Agenda

Mr. Apodaca said there will not be any reports from department heads today. Commissioner Kirkham asked Mr. Apodaca about item g(ii). After Commissioner consensus, item g (ii) will be removed from the agenda. Commissioner Kirkham moved for approval as amended. Seconded by Commissioner Andersen. Motion carried unanimously.

4. Approval of Minutes

County Clerk, Tina Gallegos said with the impending election, at this time there will be no minutes to approve until after the election as her office is already responsible for mailing out over 3000 absentee ballots, so everyone is really busy and her stenographer will get to those minutes as soon as possible.

5. Public Requests

None

6. Discussion (Non-Action) Items

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

Commissioner Pinkston reported on a town hall meeting that was held in Meadow Lake. She said there was a fairly good turnout, they discussed things that were happening with Planning and Zoning, trash issues, the CDBG grant and plans for the fire station at Meadow Lake.

Commissioner Andersen asked where were they with the CDBG grant, have we gotten that money? Ms. Gabaldon said we have the agreement, we don't have the money, it is actually a reimbursement.

Chairman Trujillo said he along with Commissioner Pinkston attended a hospital meeting in Belen at the Senior Center, it was sparsely attended but those that were there seemed to be in favor of the hospital.

b. Department Director's Reports – Department Directors (Exhibit A)

Mr. Apodaca said the only report in the Commissioners packets is the Building Inspector's handwritten report for their review. The other department directors reports will be at the next business meeting.

7. ACTION ITEMS

a. Consideration of one-year extension to Landfill Services Agreement between Valencia County/Conejo Transfer Station and Waste Management of New Mexico, Inc. – Marlene Feuer (Exhibit B)

Ms. Feuer brought before the Commission a one year extension of the Landfill Services Agreement between Valencia County/Conejo Transfer Station and Waste Management of New Mexico. On August 5, 2006 the Commission approved an addendum that extended the agreement of one year, with two one-year renewal options. The end of the initial extension period is October 31, 2006. Approving renewal of the agreement for one year would also increase the fees according to the Consumer Price Index. Commissioner Andersen moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

Board of Commissioners convenes as Indigent Claims Board

Commissioner Pinkston moved to convene as the Indigent Claims Board. Seconded by Commissioner Kirkham. Motion carried unanimously.

b. Indigent Report/Appeals-Barbara Baker (Exhibit C)

Ms. Baker presented the Indigent Claims from August 31, 2006 to October 4, 2006. There were 130 claims submitted and 27 applicant denials. The amount of claims submitted was \$573,492.92 and

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Ms. Bakers recommendation to the Commission is to approve \$105,470.57. Commissioner Andersen moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

Reconvene as Board of County Commission

Commissioner Pinkston moved to reconvene as Board of County Commissioners. Seconded by Commissioner Andersen. Motion carried unanimously.

c. Consideration call for an election on the issue of incorporation for the town of Peralta, pursuant to Section 3-2-5 NMSA 1978 – Nancy Purge

Resolution 200648 – a resolution calling for special election on incorporation.(Exhibit E)

Commissioner Kirkham said she doesn't see Ms. Burge in the audience but the Commission has reviewed the issue. Commissioner Kirkham moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

Ms. Gallegos asked the Commission as to what type of election they wanted, an all mail ballot election or precinct election on election day? Just a reminder the School Board election follows in February. The cost is roughly the same, there is approximately 2050 potential registered voters in the Peralta Incorporation Election to be held on January 2, 2007.

Commissioner Andersen moved to hold an all mail ballot election for the Peralta Incorporation. Seconded by Commissioner Pinkston. Discussion. Motion carried unanimously.

d. Request for MOU between Belen Consolidated Schools for use of a Portable Building – Charles Eaton (Exhibit F)

Mr. Eaton presented the request for the MOU between Belen Schools and Valencia County. Mr. Eaton said he had worked on this issue with the former County Manager and asked for direction from the Commission as to how they wanted to handle this matter. The purpose of this agreement is for a portable building that would house County Fire Administration for a period of three years. Commissioner Andersen stated she had a concern with the cost of moving this building. Mr. Eaton said it would cost around \$4000.00. Discussion. Mr. Apodaca said he would be able to have the exact cost and identify the line item within the budget at the next business meeting. Commissioner Andersen moved to table this item until the next meeting when we have all of the financial figures regarding the expense of moving the building are available. Seconded by Commissioner Pinkston. Motion carried unanimously.

e. Request for JPA between City of Belen, Village of Bosque Farms, Village of Los Lunas & County of Valencia regarding building permitting & inspection services – Frank Sherman (Exhibit G)

Mr. Chavez presented the joint powers agreement between the above entities and Valencia County. The purpose of the agreement is to set forth the terms and conditions upon which the Parties may use the building permit review and inspection services of the Parties' respective employees who are state certified inspectors. Commissioner Pinkston moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously.

f. Review and consider approving an Owner's Representative Agreement which would retain James E. Puckett dba Construction Management Consulting Services LLC to provide construction management services for the Valencia County Courthouse 2006-07 Construction Project located at 1835 Hwy 314, Los Lunas, NM 87031- Francisco Apodaca (Exhibit H)

Mr. Apodaca presented the above item for their review and consideration. Commissioner Andersen moved for approval. Seconded by Commissioner Pinkston. Discussion. Motion carried unanimously.

g. Final Action on Public Hearing held October 11, 2006 – County Commission

i. Consideration amending zone maps from AP to RR2 for the purpose of a land split Tr. A-2 of Lands of Trinidad Romero, RGCD Map 85 located on Romero Road, Los Lunas/Dianna S. Romero

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

ii. Consideration amending zone maps from RR2 to RR1 for the purpose of Tr. A1 Lands of JA & BK Smith MRGCD, Map 84, AKA 311 La Entrada, Los Lunas/Ann Waterworth

Removed from the agenda.

iii. Consideration amending zone maps from RR2 to I2 for the purpose of storing heavy equipment & construct a large garage & residence, Tr. A Lands of Michael Postlethwait MRGCD Map 76, corner of Hwy 47 & Omar/Henry Rosa

Commissioner Kirkham moved to deny the zone change. Seconded by Commissioner Pinkston. Discussion. Motion carried unanimously.

h. Accept Findings of Fact & Conclusion of Law Decisions – County Commission

Commissioner Pinkston moved for approval of item (i) and (ii). Seconded by Commissioner Kirkham. Motion carried unanimously.

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i. Amend zone maps from RR2 to RR1 for the purpose of creating 2 lots, Tr. 29-B, AKA 1041 Molina Road, Belen, NM/Douglas Hall (Exhibit I)

Approved above.

ii. Preliminary Plat review for Manzano Vista Subdivision Blk 1 Tr. 10-1 of Mesa Addition on the corner of Meadow Lake Road & Amy Road/Tony Chavez (Exhibit J)

Approved above.

i. Financial Matters

i. Request for approval for Bid#609, Tome Adelino Fire Department, District II – Charles Eaton (Exhibit K)

Mr. Eaton requested approval of the above item. Commissioner Kirkham moved for approval. Seconded by Commissioner Pinkston. Discussion. Motion carried unanimously.

ii. Request consideration of Amendment #1 to Project Agreement #SAP 05-1169-GF, Valencia County Solid Waste Transport Trailers Legislative Appropriation/General Fund – Vangie Gabaldon (Exhibit L)

Ms. Gabaldon requested the above consideration. Commissioner Pinkston moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously.

iii. Consideration of Approval Payments-Payroll/Warrants – Francisco

Apodaca

Mr. Apodaca presented the computer printout list of all the checks issued by the Manager's Office on October 13, 2006 covering payroll process on that date. Payroll Check #75712 thru Payroll Check #75943 inclusive. Deduction Check #86815 thru Deduction Check #86843 inclusive for a listing total of \$271,352.85. **(Exhibit M)**

Mr. Apodaca presented the computer printout list of all the checks issued by the Manager's Office on October 16, 2006 covering vendor bills processed on that date. Check #86844 thru Check #86963 inclusive for a total of \$793,850.68. **(Exhibit N)**

Mr. Apodaca presented the computer printout list of all the checks issued by the Manager's Office on October 17, 2006 covering vendor bills processed on that date. Check #86864 thru Check #86966 inclusive for a total of \$10,863.70. **(Exhibit O)**

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

8. Executive Session-Pursuant to Section 10-15-1 NMSA 1978, the following matters may be discussed 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.

Commissioner Pinkston moved to enter into executive session. Seconded by Commissioner Kirkham. Roll call vote. Commissioner Andersen voted yes. Commissioner Kirkham voted yes. Commissioner Pinkston voted yes. Chairman Trujillo voted yes. Motion carried 4-0.

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

Ms. Wimberly reported as to what was discussed in executive session. We discussed matters that were limited to those specified in the motion for closure, pending and threatened litigation, and limited personnel matters. No action taken.

Commissioner Pinkston moved to accept Ms. Wimberly's report as to matters discussed in executive session. Seconded by Commissioner Kirkham. Roll call vote. Commissioner Kirkham voted yes. Commissioner Andersen voted yes,. Commissioner Pinkston voted yes. Chairman Trujillo voted yes. Motion carried 4-0.

9. County Manager's Report (Information Only)

Town Hall Meetings on Healthcare Hospital

Mr. Apodaca reported on the town hall meetings that have been pretty well attended. Mr. Apodaca read off the schedule for the remaining meetings.

Chairman Trujillo reminded the Commission of the Airport Ordinance Workshop on October 25, 2006 at the Los Lunas Schools Administration Board Room at 3:00 PM. Immediately following the Commission Meeting is the annual inspection of the Adult Detention Center.

10. The next Business Meeting of the Valencia County Board of County Commission will be held on November 3, 2006 at 9:00 AM at the Los Lunas Schools Board Room.

11. Adjournment

Chairman Trujillo adjourned the meeting at 11:25 AM.

NOTE: All proposals, documents, items, etc., pertaining to items on the agenda of the October 20, 2006 Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.

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VALENCIA COUNTY BOARD OF COMMISSIONERS

**ss/
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/ by Sally Perea for

TINA GALLEGOS, COUNTY CLERK

DATE: December 15, 2006