

VALENCIA COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting

August 1, 2007

PRESENT	ABSENT
Pedro G Rael, Chairman	
Georgia Otero-Kirkham, Vice-Chairman	
David R Medina, Member	
Ron Gentry, Member	
Lynette Pinkston, Member	
Eric Zamora, County Manager	
Cynthia R. Wimberly, County Attorney	
Sally Perea, County Clerk	
Press and Public	

1. The meeting was called to order by Chairman Pedro Rael at 3:30 PM.

2. Chairman Rael led the Pledge of Allegiance.

3. Approval of Agenda

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

4. Approval of Minutes – July 11, 2007 – Public Hearing

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

5. Executive Session- Pursuant to Section 10-15-1 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.

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

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

Ms. Wimberly reported as to what was discussed in executive session. The status of several items concerning litigation, Berben Road, Steve Otero vs Valencia County, Urtiaga vs Valencia County, Angel Wood-Mark litigation, personnel administrative items – Mildred Gonzales, Beverly Dominguez-Gonzales vs Valencia County, status of the NM Environment Department stipulated order, Cordova litigation, (4) limited personnel matters. No final action was taken.

Commissioner Pinkston moved for approval of Ms. Wimberly's report. Seconded by Commissioner Medina. Roll call vote. Commissioner Pinkston voted yes. Commissioner Kirkham voted yes. Chairman Rael voted yes. Commissioner Gentry voted yes. Commissioner Medina voted yes. Motion carried 5-0.

6. Public Requests – At the discretion of the Chair

{For Information Only – limited to two minutes per person on subjects non on this published agenda}

William Dean from Los Chavez said he had submitted an agenda request form at the July 11th meeting, to speak to the County Commission. This resulted in an explanatory letter from Cynthia Wimberly, County Attorney. Mr. Dean said he had asked Commissioner Medina to submit another agenda request to permit him to speak on August 15, Public Hearing Meeting. Mr. Dean said to please consider this request. The subject will be Heavy Industry. It will not affect the power plant.

Bill Lebrecht from Meadow Lake said sometimes there are some people that do not get recognized and this is something that affects all of the community. We had a meeting two weeks ago and in the middle of the meeting, Don Thurba said he and his friend Chris Padilla would like to pick up junk abandoned vehicles, etc. at no cost. After one week of these two gentlemen being out in the field, they picked up one motorcycle, three propane tanks, bicycles, nine dryers, five washers, refrigerators, three air conditioners, seven freezers, three dishwashers and a car. These gentlemen are to be commended.

7. Discussion (Non-Action) Items – At the discretion of the Chair

a) Presentation of Valencia Shelter Services in Valencia County – Charlene Mendoza

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Charlene Mendoza, Valencia Shelter Services for Domestic Violence Victims said she had a proposal for the commissioners to review. Ms. Mendoza spoke on female survivors and male batterers, the definition of domestic violence is a pattern and a behavior due to power of control. 95% of these batterers are males and many have problems due to abuse when they were a child, abuse, substance abuse as adults, or low self esteem. There are free services available, 24-hour help number, shelter, counseling, advocacy, batterer's program, violence intervention program and children's therapy. Ms. Mendoza said within these types of programs we hope to build a relationship and help create helping relationships. Ms. Mendoza said her proposal to the commission is that each district invite their agency to come in once a month to do a presentation in their community meetings. We offer the information and knowledge as to how we can help our generation.

b) Presentation regarding initiation of update to Valencia County Mobility Plan (MRCOG) – Loretta Tollefson

Ms. Tollefson, Special Projects Manager for the Mid-Region Council of Governments said she is here to discuss a document that the commission approved last spring on the mobility plan. This plan was approved last May by each of the local governments. What she plans to talk about is why are we updating the plan? We have new participants, the new Town of Peralta, additional input from neighborhoods associations and rising costs. Ms. Tollefson said the current mobility plan will address the impact of new developments, Los Chavez concerns, to address the needs in Highland Meadows, to address the needs in the southern part of the County, a potential need for additional railroad station between Belen and Los Lunas, the Town of Peralta and issues not yet identified. We look for local government involvement and plan to hold workshops for communities to stay involved. The process that will be used is to update the data that we have and notify stake holders and hold workshops to identify the proposed changes. We will draft an updated plan and come back to the steering committee for a recommendation and then back to the local governments for action. Ms. Tollefson said we are looking at a time frame of this time next year for a completed document.

c) Department Reports

None

d) Reports from Boards, Commissions & Committees – County Commission

Commissioner Gentry asked what the target date for getting the Casa Colorado Center grounds cleaned up because there were some groups that want to hold town meetings there. Ms. Gabaldon said Mr. Zamora walked through with the architect on the punch list, have had a follow-up, and had a few issues. We do have certificate of occupancy that has been issued, so it is ready and will be turned over to us by the end of this week.

Commissioner Kirkham said that on July 24th, she and Ruben Chavez had met with the agency on the inspection with the HSUS audit.

Commissioner Pinkston reported on her attendance at the Association Conference in Richmond, Virginia. Also representing Valencia County was Viola Vallejos and Denette Johnson. Commissioner Pinkston stated she would get information and packets to the rest of the commission.

Chairman Rael reported on the ground breaking ceremony of the Belen Public Health Center.

8. Action Items:

a) Consideration of approval to accept U.S. Department of Justice Grant and designate Valencia as Fiscal Agent – Vangie Gabaldon (See Exhibit A)

Ms. Gabaldon requested approval of a U.S. Department of Justice Grant and to have Valencia County act as the fiscal agent for the management of the grant funds. The amount of the grant is \$150,000.00. This is a collaborative effort between the Sheriff's Department, the Los Lunas Public Schools and YDI (Youth Development, Inc.). The application was submitted to establish a gang prevention initiative that would be implemented collectively by the three partner agencies. Desi Garcia, Los Lunas Schools, Wanda West, YDI, and Gary Hall, Sheriff's Department were in attendance representing their respective agencies. Commissioner Kirkham moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

b) Resolution 2007-44, Relating to delinquent property tax, waiving the extra penalty on delinquent taxes for the 2007 tax year – Diana Martinez-Coplen (See Exhibit B)

Ms. Coplen presented the above item. This resolution establishes penalty level for the 2007 Property Taxes that become delinquent. Ms. Coplen said this is also known as the \$5.00 Minimum Penalty. Commissioner Pinkston moved for approval. Seconded by Chairman Rael. Motion carried unanimously.

Sally Perea, County Clerk announced **Resolution 2007-44.**

c) Consideration of approval of Memorandum of Understanding between the NM Department of Health and Valencia County – Belen Public Health Facility – Vangie Gabaldon (See Exhibit C)

Ms. Gabaldon presented the above item. This request is for approval of a MOU to provide funding to support the design and construction of the facility that will be used to house the Belen Public Health Office. The amount of funding provided through this MOU is \$175,000.00. Commissioner Pinkston moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously.

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d) Consideration of Cooperative Wildlife Services Program agreement – George Cornelius (See Exhibit D)

Mr. Zamora presented the above item on behalf of George Cornelius. Mr. Zamora said this contract agreement provides a portion of the funding for a fully funded Wildlife Specialist. Valencia County will provide \$4,000 through this contract. Other cooperative contracts may contribute to the remainder needed to support this position. Commissioner Kirkham moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

e) Resolution 2007-45, Finding Public Nuisance requiring renovation or removal by County; 70 Brazaro Los Lunas, NM, Lot 5 Monterey Park, Unit 2, A subdivision in Valencia County – Anthony Savilla (See Exhibit E)

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

Sally Perea, County Clerk announced **Resolution 2007-45**.

f) Consideration of approval of contract between NCNMEDD, Non-Metro Area Agency on Aging and Valencia County-Code Compliance – Vangie Gabaldon (See Exhibit F)

Ms. Gabaldon presented the above item. This request is to approve a contract with North Central New Mexico Economic Development District Non-Metro Area Agency on Aging for the Older American Program totaling \$28,000.00. The funding represents a 2007 general fund legislative appropriation. Commissioner Pinkston moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously.

g) Consideration of Award Bid #622 “Foods/Non-Foods, Meat, Fish, Poultry and Dairy” – Older American Program – Vangie Gabaldon (See Exhibit G)

Ms. Gabaldon presented the above item. This item request is to bid award to the following four vendors Ben E. Keith Foods, Zanos Foods, and Creamland Dairies, Inc. Commissioner Pinkston moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously.

h) Consideration of approval of contract between NCNMEDD, Non-Metro Area Agency on Aging and Valencia County – Food Delivery Trucks – Vangie Gabaldon (See Exhibit H)

Ms. Gabaldon presented the above item. This request is to approve two contracts with NCNMEDD for the Older American Program totaling \$113,568. The Older American Program has operated and continues to operate via funding through the Area Agency on Aging which allocated state funds and federal funds through programs such as Title IIIB, Title IIIC1, and Title IIIC2. The above funding will provide the purchase of two to three food delivery trucks that are equipped to keep transported meals at an appropriate temperature. Commissioner Pinkston moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously.

i) Consideration of Award RFP #169 “Legal Services” – PERA payment issues and approval of contract – Cynthia Wimberly (See Exhibit I)

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

j) Financial Matters:

i) Consideration of Approval: Payroll/Warrants – Wilma Abril

Ms. Abril presented the computer printout list of all the checks issued by the Manager’s Office on July 20, 2007 covering payroll processed on that date. Direct Deposit Check #3131 thru Direct Deposit Check #3272 inclusive. Deduction Check #90550 thru Deduction Check #90579 inclusive. Payroll Check #79606 thru Payroll Check #79702 inclusive for a listing total of \$327,926.80. **(See Exhibit J)**

Ms. Abril presented the compute printout list of all the checks issued by the Manager’s Office on July 27, 2007 covering vendor bills processed on that date. Check #90580 thru Check #90695 inclusive for a total of \$340,543.50. **(See Exhibit K)**

Ms. Abril presented the computer printout list of all the checks issued by the Manager’s Office on July 21, 2007 covering vendor bills processed on that date. Check #90696 thru Check #90698 inclusive for a total of \$102,136.62. **(See Exhibit L)**

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

9. County Manager’s Report {Information Only}

Mr. Zamora reminded commissioners to set up a ICIP workshop. Commissioners discussed a date and Mr. Zamora said he would look at the schedule and then contact each commissioner.

10. The next Public Hearing Meeting of the Valencia County Board of County Commission will be held on August 8, 2007 at 3:30 PM in the County Commission Room at the Valencia County Courthouse.

11. Adjournment

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Commissioner Kirkham moved to adjourn. Seconded by Commissioner Pinkston. Motion carried unanimously. Time 5:49 PM.

NOTE: All proposals, documents, items, etc., pertaining to items on the agenda of the August 1, 2007, Regular Business Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.

VALENCIA COUNTY BOARD OF COMMISSIONERS

**ss/
PEDRO G. RAEL, CHAIRMAN**

**ss/
GEORGIA OTERO-KIRKHAM, VICE-CHAIRMAN**

**ss/
DAVID R. MEDINA, MEMBER**

**ss/
RON GENTRY, MEMBER**

**ss/
LYNETTE PINKSTON, MEMBER**

ATTEST: ss/

SALLY PEREA, COUNTY CLERK

DATE: August 15, 2007