

VALENCIA COUNTY BOARD OF COMMISSIONERS

SPECIAL MEETING

JANUARY 21, 1999

M I N U T E S

The Special Meeting of January 21, 1999 was called to order by Chairperson Alicia Aguilar at 3:08 PM.

PRESENT

Alicia Aguilar, Chairperson
Aurelio H. Padilla, Vice-Chairman
Helen Baca, Commissioner
Eloy G. Giron, Commissioner
S. T. Frank Pando, Commissioner
James Fernandez, County Manager
Thomas Garde, County Attorney
Kandy Cordova, County Clerk
Press and Public

ABSENT

Those present were Paula Weathersby, Clara Rehner, Nancy Abeyta, Marlene Feuer, Joe Capone, David Riggall, Charles Apodaca, Steven Sanchez, Lawrence Contreras, Carlos A. Montoya, Louie Pena and Jim Jordan.

ACTION ITEMS

(A) DISCUSSION ON THE CLOSURE OF THE TRI-SECT LANDFILL

(B) TRANSPORTATION OF SOLID WASTE

Chairperson Alicia Aguilar stated Waste Management has given notice to the County that they are going to close the landfill effective January 31, 1999. All solidwaste will be hauled to Rio Rancho. This will affect the County and residential hauling because that is all that is accepted at the Conejo Transfer Station. Commercial haulers will need to haul their own to Rio Rancho.

County Attorney Tom Garde stated, "The situation that the County is placed in, is there will be no affect on the residential hauling of solidwaste. The County is affected with regards to the movement of solidwaste from the Conejo Transfer Station. I have reviewed the State Procurement Code and in discussions that we held last week, I think it is abundantly clear that this is not a situation where we can do a sole source decision with the current hauler doing the work. I think the only appropriate remedy would be that the County Commission (and this is open for discussion) make a decision with regards to an emergency procurement, subject to an RFP being published with regards to at least the completion of this contract, from now until September 1st, 1999. The RFP process is going to take a couple of weeks and that will put us beyond the February 1st deadline. Time is of the essence with regards to moving the solidwaste from February 1st until such time as we can get an RFP put in place. There is some discussion in regards to what is necessary to provide services. That information is not available at this time with regards to what tractors would be moving the solidwaste."

Discussion was held on the closure of the Tri-Sect Landfill and the transportation of solidwaste.

Marlene Feuer of Waste Management wrote a letter to County Manager James Fernandez quoting a price to haul the trailers from the Conejo Transfer Station to the Rio Rancho Sanitary Landfill. The price per trip is \$162.50 + tax, per load. Landfill fees will be billed by the landfill to Valencia County at a rate of \$12.44 per ton.

Chairperson Alicia Aguilar recommended that administration compile all of the data and bring it to the Commission at Monday's meeting.

Commissioner Frank Pando made a motion to declare an emergency and to award a temporary contract to Waste Management to haul the trailers from the Conejo Transfer Station, until the County can go out for RFP's. Chairperson Aguilar restated the motion to declare an emergency and work with Waste Management on temporary basis, not to exceed 60 days, for the hauling of solidwaste, until administration can get an RFP prepared, at which time it will be advertised and an award will be made. Commissioner Al Padilla seconded the motion. Motion carried with Commissioner's Pando, Padilla, Baca and Aguilar voting yes. Commissioner Giron voted no. **(See Exhibit A)**

EXECUTIVE SESSION

Commissioner Al Padilla made a motion to go into Executive Session. Commissioner Frank Pando seconded the motion. Motion carried with Commissioner's Pando, Giron, Padilla, Baca and Aguilar voting yes.

County Attorney Tom Garde said during the Executive Session, discussion was held on potential litigation and land acquisition. There was no action taken.

ADJOURNMENT

Commissioner Frank Pando made a motion to adjourn the January 21, 1999, Special Meeting of the Valencia County Board of County Commissioners. Commissioner Al Padilla seconded the motion. Motion carried.

NOTE: All proposals, documents, items, etc., pertaining to items on the agenda of the January 21, 1999, Special Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.

VALENCIA COUNTY BOARD OF COMMISSIONERS

ss

ALICIA AGUILAR, CHAIRPERSON

ss

AURELIO H. PADILLA, VICE-CHAIRMAN

ss

HELEN BACA, COMMISSIONER

ss

ELOY GIRON, COMMISSIONER

ss

S. T. FRANK PANDO, COMMISSIONER

ATTEST: ss

KANDY CORDOVA, COUNTY CLERK

DATE: Feb. 8, 1999

For an official copy of these minutes and attachments see Commission Book 33 Page 675