

# VALENCIA COUNTY BOARD OF COMMISSIONERS

## SPECIAL MEETING

**MAY 10, 1999**

### **M I N U T E S**

The Special Meeting of May 10, 1999 was called to order by Chairperson Alicia Aguilar at 9:17AM.

#### **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

#### **ABSENT**

Thomas Garde, County Attorney

Kandy Cordova, County Clerk  
Press and Public

#### **PLEDGE OF ALLEGIANCE**

County Manager James Fernandez led the Pledge of Allegiance

#### **APPROVAL OF AGENDA**

Chairman Alicia Aguilar said there is one item on the agenda and that is the Preliminary 1999/2000 Fiscal Year Budget.

Commissioner Al Padilla made a motion to approve the agenda. Commissioner Helen Baca seconded the motion. Motion carried.

#### **ACTION ITEMS**

County Clerk Kandy Cordova read the action item to be presented by County Manager James Fernandez.

##### **(A) PRELIMINARY 1999/2000 FISCAL YEAR BUDGET**

County Manager James Fernandez said what is being passed out is a total re-cap of expenditures, transfers and revenues. He thanked all of the individual departments for their cooperation as they went through the budget process with everyone trying to submit their needs and what is required for their individual departments and management trying to inform the individual departments that we are anticipating limited revenues. He said he believes they came up with a budget that people can live with.

He said they would start with the individual departments. In the budget workshop they went over the estimated revenues and estimated expenditures. The expenditures from last fiscal year to this year have gone down approximately \$109,000.00. He said they looked at everyone who was salaried and they were going to get an automatic 2% cost of living raise and by department it was determined that an additional 3% would be given as a merit increase. It has already been incorporated into this budget. He said all of this is premised on whether the County can come up with the 3.17. He said they were optimistic that is possible. **(See Exhibit A)**

The first item for discussion is:

##### **RECORDING AND FILING**

County Clerk Kandy Cordova said she has gone over the budget with the County Manager and it has been trimmed to the bone, but she believes she can live with what they have come up with. She thanked the County Manager for working with the Elected Officials. She said, "They trimmed the budget in such a nice way that it didn't hurt quite as much, and obviously with the reassurance that if we get into problems because of the shortage that we re-evaluate the problem."

Chairman Alicia Aguilar asked if the vacant position in the Clerk's Office was going to be \$7.50 or if there is going to be a range on that. The County Manager said it was going to be \$7.50.

The County Clerk said the name of Rose Molina could be added in that position. That is the person she hired.

##### **BUREAU OF ELECTIONS**

County Clerk Kandy Cordova said, "There was a substantial trim of the budget. This is one budget, that if I happen to have a shortage, the Commissioners would allow me to re-evaluate it at the time and add additional funds to it because one item was Printing and Publishing and I planned to send out voter information cards for the Primary Election next year. We have a very good understanding, right James? It was trimmed by \$10,000.00, but in the event that I need it for elections we will re-evaluate it again and put the money that I need in there."

The County Manager said, "I mentioned to the Commission that an additional position was added starting in January, that was one of the compromises that Mrs. Cordova and I struck. We would go ahead and allow for that employ in the Bureau of Elections, but they will not start until January."

The County Clerk said, "One thing that I wanted to ask the Commission and the County Manager, I thought we said that the starting base was going to be \$7.00 and I noted that it was \$6.50." The County Manager said, "Any new positions start at \$6.50 and after six months probation they will go to \$7.00." Mrs. Cordova said, "With that understanding, I'm accepting my budget as presented by the County Manager."

#### **PROPERTY ASSESSMENTS**

County Assessor Beverly Gonzales said she is happy with her budget.

The County Manager commended the County Assessor for working with them. In an effort to reduce the fund expenditures, she transferred one of her employees from the Property Assessment Fund to the Property Evaluation Fund.

Chairman Alicia Aguilar also thanked Beverly for helping them with vehicles. When she gets new vehicles for her department, she turns the old ones over to other departments that need them.

#### **COLLECTIONS**

The County Manager wished Treasurer Diane Coplen a Happy Birthday. Today is her birthday.

County Treasurer Diane Coplen thanked the County Manager and his staff for their cooperation and said she was happy with her budget.

#### **LAW ENFORCEMENT**

The County Manager said they met with Sheriff Juan Julian and D. C. Jackson. There was some give and take and the additional information that the Commission requested is in their packets. That was a narrative on what the Sheriff's Office was doing in the way of community involvement.

Sheriff Juan Julian said the County Manager and his staff have been very supportive. They had some minor changes that cost the Sheriff's Department approximately \$13,500.00, but he believes they can live with that. The Sheriff requested before the final budget approval that they look at the match money for the 10 new officers. Also he said he hoped they would reconsider and look at trying to buy more vehicles for the Sheriff's Dept. He would also like for the Commission to look into hiring more dispatchers. The calls have increased tremendously and they have not hired any more dispatchers other than a part-time person that was hired four or five months ago.

Sheriff Juan Julian thanked the County Manager, Fiscal Officer and the Commission. He said it is nice to see everyone working together as professionals.

Chairman Alicia Aguilar thanked the Sheriff and all of the officers.

Commissioner Frank Pando asked if the Grant that was just received was based over a certain period of time. Sheriff Juan Julian said they have the option to apply for the grant every year, but it is for a three year period and at the end of three years the County picks up the officers and pays 100% of their salaries.

Carlos Montoya said there is also latitude for another Captain's position and a Lieutenant position. The Sheriff is going to work forward on the substation on the East Mesa.

The County Manager said they are working with the Sheriff about getting two individuals from his office to man two of the Senior Citizen sites so they will have individuals that are in the community, not only to protect the County buildings, but it will also provide free housing or rent space as well as have presence in the community.

Commissioner Pando asked when the substations would become a reality. The County Manager said the two deputies that they are talking about would basically be security positions. The substations will receive an appropriation from the State Legislature in the amount of \$62,500.00 for a substation in El Cerro Mission and another in Jarales. When the Governor signs off on those bills, we will know the money is in place for the work to begin on the substations.

#### **ANIMAL CONTROL**

The County Manager said one of the things that was done in this department was the addition of a new vehicle in the amount of \$28,000.00. Carlos Montoya has been looking into the problem of the dumping of euthanized animals.

Carlos Montoya said currently they dump 15 to 20 animals per day at the Conejo Transfer Station. He has asked the Animal Control Director to give him the cost of an incinerator. He is also looking at the cost that the Municipalities pay for euthanizing their animals.

Chairman Aguilar asked what the responsibility was to take care of Los Lunas. Carlos Montoya said he assumed there was a Joint Powers Agreement between the Village of Los Lunas and the County. Chairman Aguilar said when they go on vacation, it is left completely up to the County to take care of their animals, but Los Lunas does not reciprocate. She said she would like to see what the responsibility of the County is with the surrounding municipalities and report back to the Commission.

The County Manager recommended that the County look into incinerators and see what the cost will be and bring it back to the Commission. Chairman Aguilar said, I would like to see is a clearer picture of animal control, we're talking incinerator, Joint Powers Agreements with Bosque Farms, Socorro, Isleta, where the animals are coming from, how many are ours and what the cost will be for Valencia County and what belongs to the other municipalities."

The County Manager said Steve Sanchez was able to send two of his employees to Colorado for training. He had the money in his budget. Carol Anaya said they did get certified and it would be presented at the next meeting.

#### **BUILDING INSPECTOR**

Richard Padilla said he is happy with his budget.

#### **VECTOR CONTROL**

Helen Cole said the budget for Vector Control is fine.

#### **PROBATE**

The County Manager said the budget for Probate is for the Probate Judge's salary and for supplies.

### **DATA PROCESSING**

Larry Mervine said in 1988 the County bought an AS400. The County is still using some of that original equipment such as a printer, terminals and PC's. Over the years some of the equipment has been upgraded. He said they are looking into leasing equipment because of the changing of the technology. He said they are trying to get rid of some of the older terminals because it is difficult to get parts for them. Triadic Enterprises is the software vendor. They have demonstrated an imaging system that works with their software. The costs of these items have been included in the budget.

Mr. Mervine requested more money for training. The County Manager said under the Manager's Budget they have \$5,000.00 set aside for education purposes and as the classes come up, they will be glad to monitor and see if they can assist in any way.

The County Manager said that one of the other things they are looking at is the implementation of a website. He said, "As you go over the Commission Budget and the Manager's Budget they are adding additional help for Mr. Mervine, in doing an increase for Lawrence Kaneshiro to help Larry on PC networking and doing some PC work."

### **PLANNING AND ZONING**

The County Manager said there has been an additional Zoning Officer added to the department and another one is planned for the coming fiscal year as well as adding a cashier/secretary to do the collection of fees for the Building Inspector and Planning and Zoning.

Mike McCartney requested another vehicle for his department.

Chairman Alicia Aguilar commended Steven Chavez and Mike McCartney. She said the Planning and Zoning Dept. is a very hard department as far as complaints go and she thanked them for the hard work that they do.

The County Manager commended Mike and Steve for working to increase their fees to help defray the costs in their department and make them compatible with the surrounding counties.

### **FIRE MARSHAL**

John Cherry said the budget for the Fire Marshal is approximately \$2,000.00 below last year and they took another \$1,500.00 cut. He said they can live within their budget.

### **ADULT DETENTION**

The County Manager said Edwin Esquibel is working on a staffing analysis for the new facility when it opens and what might be needed. They are on schedule with the project.

Edwin Esquibel said he had one employee transfer to the Maintenance Dept. and they left the position open because they were hoping to fill it when they got the new computers. The position has been eliminated. He also said they were going to possibly put 100,000 miles on their transport vehicle this year and there was no money in the budget for a new vehicle.

One of the major concerns is inmate housing. He said today they have 64 inmates being held somewhere else, at a cost of \$2,800.00 per day. With the amount that is in his budget, he will be out of money in 148 days.

The County Manager said people from other departments volunteered to go in and help input data for the Detention Facility during their slow times. When the money for housing the prisoners is depleted, he said they are aware that as funds come in they will need to be placed in the budget for housing prisoners until the new facility is completed.

Chairman Aguilar said she spoke with Vince Montoya and he said with the special session of the Legislature, they might be getting some help. She asked Mr. Montoya to meet with Mr. Fernandez as soon as he met with Senator Sanchez and Representative Luna.

The County Manager said there is the possibility of some unappropriated monies that might be directed towards some of the additional items, one of them being prisoner housing.

### **FISCAL DEPARTMENT**

Carlos Montoya thanked the Commission for giving the staff a 5% increase on their salaries. He commended Wilma Abril, Pat Griego, Pat Peralta and Jacqueline Chavira for the job they do for the County. He requested that on July 1<sup>st</sup> the Commission consider giving them a merit increase for all of the hard work they do for the County. He said they are loyal employees and he believes they deserve an increase for the work they do.

He said they are very happy with their budget. They do not need any other employees. They are all cross trained. They are possibly going to be doing purchase requisitions on line to cut down on the work these people have to do.

Chairman Alicia Aguilar said Wilma Abril was a Purchasing Clerk and now she is being called a Budget Analyst I. She is concerned regarding the job description. She asked if they were changing titles.

Carlos Montoya said this was taken care of last year on the title change they did on the Personnel Action Form through the Personnel Office. He said they renamed the positions that were there.

The County Manager said they would check and see if the Personnel Action Forms were on record.

The County Manager said they are attempting to make sure the Road Dept. is on-line, as well as the Sheriff's Office and the Detectives. They are trying to make sure everybody is integrated into the computer system.

County Clerk Kandy Cordova said she would like to change the title of Lawrence Kaneshiro, the Director of the Bureau of Elections to Election Manager. She said the departments will be separated and he will be managing the Bureau of Elections.

The County Manager said it would have to be done through a Personnel Action Form also.

### **ROAD DEPARTMENT**

Road Superintendent requested that the title of Helen Cole be changed to Project Coordinator/Office Manager.

Commissioner Helen Baca said any changes of title need to go through the County Manager and Carol Anaya.

Chairman Alicia Aguilar said it is one thing to change the title, however the job description has to also be changed.

Helen Cole said there was a concern in the budget with the uniform allowance. The County Manager said all departments with uniforms were cut to \$125.00 from \$250.00.

Mrs. Cole said they would also be sending people to classes this year in Socorro. The State allows for the cost of the class, but as far as a vehicle for them to go in or if they want to stay the night, there is no money for that. Chairman Aguilar told her to meet with the County Manager and have him review it.

The County Manager said one of the vehicles from the Property Assessment Department was going to the Road Department.

#### **FARM AND RANGE**

The County Manager said the funding has dropped and everything has been adjusted.

#### **RECREATION**

The County Manager thanked Robin VerEecke for working with them on the clean-ups. The budgeted amount for the Library in Belen, Los Lunas and Bosque Farms is an equal amount, \$1,000.00.

The County Manager said one of the projects in the Manager's Budget is a construction project in terms of landscaping for the Courthouse. They are working with Robin and looking at the possibility of getting \$3,000.00 worth of bushes and shrubbery for this facility through that program.

#### **OLDER AMERICANS**

Mary Ann Gonzales said their budget is fine, however they have many needs. They need more in-home services due to the fact that the Senior Citizens are living longer. She is going to the municipalities to see if they can contribute to the programs. They have not had an increase from the Federal Government. They also need more staff.

Los Lunas pays for the upkeep on their Senior Citizens Center as does Bosque Farms. Belen pays 13% of the utilities and they help with some of the upkeep.

Chairman Alicia Aguilar requested that Carlos Montoya and the County Manager try to meet with officials from Belen to see if they would be willing to assume the responsibility of the utilities and that would free up some money for other things.

#### **STATE FIRE FUNDS**

Fire Marshal John Cherry said they were still waiting for the Governor to sign the EMS appropriations. He said they did get a \$25,000.00 Grant for an ambulance for the Valencia - El Cerro Fire Dept. and an \$8,000.00 Grant for additional equipment.

Commissioner Frank Pando asked John Cherry how the districts work with the municipalities in the case of a fire. He asked if there were Joint Powers Agreements in place. Mr. Cherry said they have district boundaries. They have a Mutual Aid Agreement with the Village of Los Lunas, but they do have a little difficulty getting the Village of Los Lunas to respond. The County Departments are trained to take the pumper trucks out to their fires, while the Village of Los Lunas uses the hydrants.

Chairman Alicia Aguilar asked Mr. Cherry to provide the Commission with fire boundaries. Mr. Cherry said they were in the process of making new maps with the fire districts on them and he would see that the Commission receives some.

#### **VALUATION MAINTENANCE FUND**

The County Manager said the County Assessor has used some of the funds to absorb some of the cost on equipment rather than take it from the General Fund. The County Assessor also moved an employee to this fund to free up those funds from the General Fund.

#### **GROSS RECEIPTS**

James Fernandez said they were anticipating revenue in the Gross Receipts Fund of \$550,000.00. With the new detention facility a portion of that money will have to be allocated for the bond retainer so \$250,000.00 will be going to the debt service for the jail. They are still working with the Mortgage Finance Authority working out the mechanism. When the requirements have been met, they will have to start funneling that excess money back to the County.

Chairman Alicia Aguilar asked, "On the purchase of the property we're able to purchase, build and get reimbursed for it?" The County Manager said, "That is correct. We met with Mortgage Finance Authority. We are supposed to close on the 14<sup>th</sup> of July. That will incorporate the cost of the separate piece of property that you would be purchasing as well as the architect's fee. We have expenditures that we need to make that they will reimburse us."

#### **FIRE EXCISE TAX**

The County Manager said the Fire Excise Tax is another form of Gross Receipts. The allocations to the departments are on an equal basis. It is a State requirement that the Fire Excise money be broken up into individual budgets for each individual Fire District. An election will not have to be held for 10 years.

#### **LAW ENFORCEMENT PROTECTION FUND**

Sheriff Juan Julian said they get \$30,000.00 from the Census and \$300.00 for each certified officer.

#### **SICK LEAVE**

The County Manager said after 5 years an employee can be paid 25% of the balance of their sick leave.

#### **INDIGENT**

The County Manager said one of the things they are working on is amending the upper limits that will be allowed for Indigent Claims. Carlos Montoya said the limit is \$15,000.00 and they want to amend it to \$25,000.00.

Chairman Aguilar asked if they could look into the possibility of every EMS response, that a bill be sent to the County and have it taken out of the Indigent Fund. That could be a way of supplementing the EMS Program.

### **DEBT SERVICE FUND**

The County Manager said this was the allocation of money for the repayment of the bonds on the adult detention facility. These are the two sources coming from the Gross Receipts Fund as well as the item that was specifically directed in Gross Receipts for a county correctional.

Discussion was held on the projected expenditures.

### **SOLIDWASTE MANAGEMENT DEPT.**

Carlos Montoya said there are two sources of revenue with the Environmental Tax, one is 1/16 in the amount of approximately \$140,000.00 and the other is the Transfer Station Fees. Mr. Montoya requested a better environment for the workers out there. There is a bad rodent problem out there. He is hoping they can provide a better working facility for the employees.

Chairman Aguilar said there were buildings at Surplus that were available for approximately \$2,000.00. They are already set up to be used as offices.

Carlos Montoya said they also placed a water tank out there because there is no fire protection out there.

Chairman Aguilar said she met with Eric Eichwald and is hoping that when they have a clean-up, the subdivider will pay for the bins instead of the County having to pay for it or for Waste Management to provide the service free gratis. We could contact the developers from all of the areas to provide this service. She requested that administration look into getting clean water out there to be used for sanitary reasons.

Carlos Montoya said the expenditures are exceeding the revenues, but they do have a cash balance of approximately \$96,000.00.

### **VALENCIA COUNTY SHERIFF'S #1**

This is money that is held as evidence. They go through a procedure in District Court and the money then goes into an operating account.

### **COUNTY CLERK'S EQUIPMENT RECORDING FUND**

This is the \$2.00 fee that is charged for the recording fees. Money from this fund is being used for upgrades on the computers and other items for recording and filing. That frees up monies from the General Fund to be used for other things.

The County Manager said they are anticipating that the GIS System Program will begin within the next week or so.

The anticipated Gross Receipts for the Correction Facility has been allocated for the repayment of the debt service on the Adult Detention Facility.

The County Manager said this budget is based on the County having a cash balance of \$3,177,548.00. The budgeted fund revenues are \$7,118,200.00, the budgeted fund transfers are \$472,230.00, and the budgeted fund expenditures are \$7,855,815.00 with an estimated ending balance of \$1,967,703.00.

Discussion was held on the estimated revenues and expenditures.

Chairman Alicia Aguilar asked about the Juvenile Detention. She said, "We're budgeting \$386,000.00. Last year we budgeted \$380,000.00 and then we put in another \$86,000.00. The contract expires in May 2000. There were some revenues that were supposed to come back in and it was my understanding that because all of this being corrected, we would be budgeting less than the \$386,000.00. We seem to be sticking to the \$386,000.00 and more bills keep coming in."

Carlos Montoya said, "We've been in dialogue with Mr. Swisstack from Bernalillo County. Just to let you know on the reimbursement on the Juvenile Detention, up to date it has brought in \$40,000.00 to us. He is holding some money right now until we come up with that, you know the problem with the bill that was passed back in 1995 where they say we owe them \$95,000.00. The County Manager and myself have said, we do not have any money to pay them. What he wants to do is if there is any revenue there is to take a portion of the revenue so that we don't have to pay them that. We pay them a 7% administrative fee to take care of all of their accounting and bookkeeping. If they come back three years later and say that they make a boo boo, I don't think it is this County's responsibility to pay that debt."

Chairman Aguilar said, "You are echoing my feelings exactly. This is a bill from 1995-96. It is \$112,000.00 and you're right." Carlos Montoya said, "I've gone through those invoices. The arrangement that I understand was made to start the cost was the utility bills, and those are not startup costs. Those are operating costs." Chairman Aguilar said, "Per the contract and I don't have it in front of me but they are supposed to provide us with a preliminary budget in May. Have they done that?" Mr. Montoya said they are scheduling a meeting on May 19<sup>th</sup> if it convenient for everyone and he will bring up all these points at that meeting.

Chairman Aguilar said, "Last year in approving the increase to \$386,000.00, both Commissioner Montano and Mr. Swisstack made the comment that should be a savings of \$150,000.00. Instead we find an old bill of \$112,000.00 and now they want that on top of the \$386,000.00 and all we've gotten is \$40,000.00."

Discussion was held on what the County can do in the future with the Juvenile Center.

Chairman Alicia Aguilar said the \$386,000.00 is in the budget, but she believes it should be conditioned.

Commissioner Eloy Giron said he understands there is going to be some dialogue with Bernalillo County and Commissioner Aguilar has had some questions for two years. The response from them is not what we want to hear. He said, "The budget is going to be completed in the next couple of weeks and maybe this Commission can give direction to Mr. Fernandez on opening up our own facility and come up with a package for us and we can deal with it."

Commissioner Helen Baca said the budget has to be at the Department of Finance by a certain date and if we don't get final approval she said, "Will this thing be pending?"

Chairman Alicia Aguilar said, "Bernalillo County has said you owe us \$112,000.00 so what we are going to do is withhold the monies that should be coming to you and use it to pay ourselves. I think that is their intentions and I think it needs to be clarified to where that is a 1995-96 bill and it can't be used against a 1999 expenditure. The budgets were approved so were their budgets. There was an administrative fee and I think this is what you were saying Carlos and it should not be up to them to dictate to us as far as saying you have revenues coming to you so now we want to get paid." Carlos said they would bring that up at their next meeting.

#### **SOIL CONSERVATION DEPARTMENT**

The County Manager said the Soil Conservation Dept. is requesting an additional \$10,000.00. The lady from the Soil Conservation Dept. said they are trying to get some things done in their office and that is the reason for the request. She said they are working on trying to get additional funds from the State.

Chairman Aguilar suggested that on the larger subdivisions that the Soil Conservation works with the County so that they could receive some money from an extra fee that is assessed the developer. She said they would try to get a meeting with Laguna Pueblo, Isleta Pueblo, the Soil Conservation Dept., the Commission and the Planning and Zoning Dept. to see if they can come up with some ideas.

Commissioner Frank Pando said he got a commitment from the Village of Los Lunas in the amount of \$5,000.00 for the hospital study. He will be coming before this Commission on the 17<sup>th</sup> to request \$5,000.00; he will be going to Belen and Bosque Farms to make the same request.

Commissioner Frank Pando asked if they had to have an architect for everything the County does. Commissioner Eloy Giron agreed with Commissioner Pando. He said he does understand there are guidelines that have to be followed where they might need an architect. He doesn't see any reason why they can't use the Building Inspector to guide the County through some of the remodeling that they have right now.

Richard Padilla said anything over \$150,000.00; you have to get a permit from the State. If you are doing anything for the handicapped, you need an architect for that.

The County Manager said that any of the professional services that the County utilizes, they try to minimize the services. The reconstruction that is being done in the County Clerk's Office, Lawrence drew up the plans on his computer, so it was done in-house.

Chairman Aguilar requested that administration check into the lease with the Motor Vehicle Dept. to see when it expires.

Carlos Montoya said the budget for public utilities went up in order to take in the departments that are housed at the Los Lunas Hospital & Training School. Chairman Aguilar asked that they check on Probation and Parole because with the purchase of the properties and the buildings, we may need to give notice and ample time. You can report back to us on that.

County Manager James Fernandez said under the County Manager's Budget they have added the increment amount for PC Analyst for Lawrence Kaneshiro. There is an administrative secretary position that has been advertised and they are in the process of doing interviews to fill that position, with the movement of Monica to Administrative Assistant Grant Administrator.

Chairman Aguilar asked if the title of Human Resources Director matched with the job description of Personnel Director. Carol Anaya said if the titles are changed, the Ordinance will have to be changed to match the new titles.

Commissioner Eloy Giron made a recommendation to get with the Personnel Director and make sure that all job titles are in line with the ordinance and that nothing is being circumvented.

Chairman Aguilar said this is for all of the positions. Whatever titles have been given, if they are not in the ordinance or if there isn't a job description to reflect it, then the job descriptions will be changed to reflect what is on file.

James Fernandez said they have reduced mileage and per diem and registration fees.

Purchase Orders will not be issued after May 15<sup>th</sup>.

The County Clerk said she attended an Association of Counties Meeting in Carlsbad and discussion was held on out-of-state travel. She said after the budget is accepted the Elected Officials from other Counties don't go before the Commission to request permission for out-of-state travel because they have already accepted the mileage and per diem budget. Pat Peralta said she believed there was a resolution that was passed several years ago that anybody that was traveling out of state had to come before the Commission for approval.

Commissioner Eloy Giron stated, "I move to approve the preliminary budget for 1999-2000 with the stipulation that Carol Anaya report back to the Commission that we will not be circumventing any of the ordinances and that the \$500,000.00 will be divided 5 ways for the Road Dept. That's in the form of a motion."

Commissioner Al Padilla asked, "What \$500,000.00?" Commissioner Giron said, "The \$500,000.00 for the paving."

Commissioner Frank Pando seconded the motion. He said, "I kind of like that situation. I'd like to see it spent equally. We all have different needs."

Chairman Alicia Aguilar said, "The only problem I have with that is that there are some roads that may require more mileage, but if we go back in the last two years and I'll be very honest there has not been an equity in the amounts that have been spent on different districts. There are some districts that have not received any monies at all, especially last year most of the money went to another district. I won't even use my district in that, but I'm a victim of it, but also Commissioner Padilla's district he got 1/3 of a mile. If we look at Commissioner Giron's district, he got quite a bit of

mileage. I thought it was the understanding of this Commission that we were going to look at the growth, the need and that if it is needed to go to another area, the equity is there because there hasn't been an equity in the past so that if there was a road that needed to be done and maybe it was two or three miles and it needed to take from another district."

Commissioner Pando said he had no problem with that as long as it was discussed among the Commissioners. He said he doesn't have a lot of roads in his district, but there are some he would like to take care of. They are mostly small roads.

Chairman Aguilar said, "If we go back and look at my district, my district is all county. I have all of El Cerro. I have all of El Cerro, the valley and all of Los Chavez. If you look at Commissioner Giron, he has MeadowLake, a portion of Peralta-Valencia and he has Bosque Farms. Bosque Farms takes care of their own because it is a municipality."

Commissioner Giron said, "I would like to see an audit done of the last two years of road paving projects and see where we do fall in line and see the amount of money spent in each district."

Chairman Aguilar said, "There is a motion on the floor to split it equally. I'm not saying I'm going to agree with that, but I will say that I drafted a bill that is in the Legislature now for \$100,000.00 for paving projects. It's my bill and if it gets signed, then that \$100,000.00 comes to me."

Carlos Montoya said they are also requesting \$144,000.00 for the Manzano Expressway. It is going to take \$300,000.00 to pave it. Chairman Aguilar said that is different monies.

Chairman Aguilar said, "We have a motion on the floor to approve the preliminary budget with the conditions on personnel plus that the \$500,000.00 road funds be split equally among the five districts."

Helen Cole asked what would happen if a road in one of the districts required \$150,000.00 to pave. Chairman Aguilar said, "The motion is, if there is \$500,000.00 and it takes \$90,000.00 to pave that road, then it gets paved and there's \$10,000.00 towards resurfacing or other improvements. If it takes \$150,000.00 and it's a two mile road, then that Commissioner may only get one mile or 3/4 of a mile paved."

Commissioner Giron said, "Mr. Fernandez, the reason why I'm asking for this in this manner and one of the reasons why my priority list was so late was, I met with you and I met with Mr. Pena and at the time some of the roads that have been paved in my district before I was elected were some chip sealed roads. The life of those roads is probably about two years and then you resurface them again. Right now some of those are three and four years old. I addressed it at that time that I would like to see these roads completed before we have to go and repave the whole thing. That's one of the reasons why I want to see this money divided equally. I addressed my priority list in that manner. Is that true Mr. Fernandez?"

James Fernandez said, "You are talking about chip sealing them again and doing some kind of resurfacing."

Chairman Alicia Aguilar said, "We did have a meeting with the Road Dept. with all of the Commissioners and we wouldn't be having this discussion today if all the Commissioners were present."

Commissioner Frank Pando voted yes. Commissioner Eloy Giron voted yes. Commissioner Al Padilla voted no. Commissioner Helen Baca voted no. Chairman Alicia Aguilar said, "This should not have been discussed today. It should have been discussed privately. We had preliminary meetings on that to the point of even asking the Commissioners to submit the names of their roads so that it could be discussed and approved in a meeting. We did go through all this and Commissioner Giron, you were the one that didn't submit any names, not to the Commission and attend the meetings as the other four of us did do."

Commissioner Giron said, "Mr. Fernandez was that list turned into you in a timely fashion. Did you understand the reasons why?"

James Fernandez said, "The listings that were requested from the Commission for a public hearing, yours were lacking. You did provide us that later and it was turned over to the Road Dept."

Chairman Alicia Aguilar said, "I vote no. I don't feel there should have been a condition of splitting the road dept. as a condition. It shouldn't have even been brought up in approving the preliminary budget. The splitting of the roads is something else. I think we have a Road Superintendent that looks at the roads and gives us the mileage and he tries to accommodate all of us. I think we should leave it up to them. Motion fails."

Pat Peralta explained about the Fire Excise Fund and the EMS Fund.

Chairman Alicia Aguilar made a motion to approve the preliminary budget as presented with the changes discussed as far as the personnel titles and adding Rose Molina to the County Clerk's budget.

Commissioner Al Padilla seconded the motion. Motion carried with Commissioner Eloy Giron voting no.

Chairman Alicia Aguilar commended staff on the good job they are doing. She said she appreciates the job everyone is doing.

Commissioner Helen Baca said with the cooperation, it makes their job easier.

Commissioner Al Padilla thanked all of the departments. He said they have worked very well with the Commission.

Sheriff Juan Julian thanked the County Manager and his staff for doing an excellent job.

Chairman Aguilar commended the County Manager. He doesn't give himself credit, but the ideas and improvement that has come forth he is to be commended for.

Commissioner Frank Pando said the County Manager turned down a raise so that it could be given to the employees. He said he appreciated that.

## ADJOURNMENT

Commissioner Frank Pando made a motion to adjourn the May 10, 1999 Special Meeting of the Valencia County Board of County Commissioners. Commissioner Helen Baca seconded the motion. Motion carried.

**NOTE:** All proposals, documents, items, etc., pertaining to items on the agenda of the May 10, 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: June 7, 1999**

**For an official copy of these minutes and attachments see Commission Book 34 Page 244**