

VALENCIA COUNTY BOARD OF COMMISSIONERS

REGULAR MEETING

DATE JANUARY 16, 2001

The Meeting was called to order by Chairman Alicia Aguilar at 4:00 P. M.

PRESENT	ABSENT
Alicia Aguilar, Chairman	
Aurelio H. Padilla, Vice-Chairman	
S. T. Frank Pando, Member	
Gary Daves, Member	
Helen Baca, Member	
James Fernandez, County Manager	
Thomas Garde, County Attorney	
Tina Gallegos, County Clerk	
Press and Public	

Vice-Chairman Al Padilla called meeting to order due to the fact that Chair Commissioner Alicia Aguilar was going to be late.

County Clerk Tina Gallegos read the Agenda for Executive Session. Commissioner Frank Pando moved to go into Executive Session with a second by Commissioner Gary Daves. Motion carried.

Commissioner Padilla made the motion to return to the Regular Meeting from Executive Session and was seconded by Commissioner Pando. Motion carried.

Mrs. Carol Anaya reported the following discussion was held. New hires pending pre-employment physical, drug test for Gabriel Salas; status change from probationary to non-probationary for Joe Perkins and Gemma Roselli; status change from temporary to probationary part-time with hourly rate of \$8.00 for Orlando Montoya. Ms. Anaya then asked the Board of Commissioners to approve what was discussed in Executive Session regarding new hires and status changes. Commissioner Pando moved to accept Ms. Anaya’s recommendation. Second by Commissioner Padilla. Motion carried.

Under pending/potential litigation, County Attorney Tom Garde reported that the only item discussed in Executive Session involved the status of the Appeal of Susie Tosh employment claim together with the status of the lawsuit between Valencia County and Bernalillo County and that no action was taken. On the same matter, it was disclosed that a meeting would be held the following day with the Juvenile Detention Board. Commissioner Aguilar then asked Mr. James Fernandez about the question on the over-time hours for Carlos Perea and direction was given to Steve with the Planning & Zoning department. Mr. Fernandez then reported that the Hospital Feasibility Study was raised in regards to a waiver on confidentiality that has been signed between Valencia County and Mr. Olsen and handed it to County Clerk Tina Gallegos as well as a copy of the feasibility study for public record. Commissioner Pando made the motion that the following reports were all that were discussed in Executive Session, which was seconded by Commissioner Baca. Motion carried.

PLEDGE OF ALLEGIANCE.....Led by James Fernandez

APPROVAL OF AGENDA

Valencia County Clerk Tina Gallegos read the Agenda for the Regular Meeting. Mr. Fernandez requested that under the manager’s report, Safety Committee – DWI Grant Request be deleted due to the fact that the Safety Committee was having an emergency meeting on Thursday and the documentation that they were to provide may or may not be forthcoming. Commissioner Aguilar informed the commission that under the update on Indigent Request they needed to convene as the Indigent Board and then reconvene as the Board of County Commissioners. Commissioner Pando made the motion to accept the agenda as amended. Seconded by Commissioner Padilla. Motion carried.

APPROVAL OF MINUTES

Commissioner Padilla made the motion to approve the Minutes of the Regular Meeting, January 8, 2001, and was seconded by Commissioner Daves.
Motion carried.

PUBLIC REQUESTS- NONE

ACTION ITEMS:

a) Report of Hospital Feasibility Study.....Dale Olsen-Sandia Consulting

Mr. Dale Olsen reported that, without question, people were living longer and health care needs were becoming greater. Life expectancy in the last 30 years had increased considerably given the advancements of medicine. Some of the factors that are influencing health care in this state that are significant consideration for health care providers is high-insured rates. New Mexico has led the country in uninsured percentage and is one of the major challenges that anyone getting into the field will take into consideration. One of the comparative charts that he put together was looking at the average number of primary care physicians in this county; the Center for Disease Control averages about 39 physicians and presently there are 14 primary care physicians in the county; that does not count the physician's assistance and practitioners. Counties that had a similar population base as Valencia County had a significant sparance in physicians' distribution in the State. Other factors taken into consideration in the study was Hospitalization Trends. In the last 25 to 30 years hospitals were going bankrupt and closing. At lot of the closures were due to lack of solid management. Included was a list of good hospital management companies.

Included in the Study were:

1. The United States is Growing Older & Living Longer
2. Leading Causes of Death in the US-1998
3. Health Care Challenges in New Mexico & Valencia County
 - a. Physician Recruitment & Retention
 - b. NM: Physician by County Comparison
 - c. Statistical Comparison: Valencia County, NM & US
4. Hospitalization Trends Amongst US Community Hospitals
5. Hospitalization Trends Amongst Albuquerque Acute Care Hospital
6. Albuquerque Acute hospitals-Five Year Analysis
 - a. Source: New Mexico Hospitals & Health Systems Association
7. Hospitalization Trends- Valencia County (1998)
8. County Comparison
 - a. Source: New Mexico Hospitals & Health Systems Association
9. Population Growth Trends
10. Availability of ER & Other Health Care Services
11. Valencia County & New Mexico Crash Data- 1998
12. Economic Impact of Health Care
13. Managed Care
14. Community Input
15. Legislative Implications
16. Market Potential
17. Summary; This study has identified the following needs within Valencia County:
 1. 24-hour emergency care services
 2. Access to stat lab capability for all primary care physicians.
 3. Expanded diagnostic imaging services to include but are not limited to; ultrasound, Quicker turn around times on the Radiologist readings.
 4. Improved communication flow from Albuquerque to Valencia County
 5. Recruitment of additional primary care physicians
 6. Enhanced EMT certification i.e. Living Cross EMT's certified at the Paramedic level.
 7. Expansion of Mental Health & chemical dependency services.
 8. Enhanced patient transportation services
 9. Funding to support local physicians indigent care activity.
 10. Expansion of specialty physician services.
18. Recommendations
19. Ownership & Financing
20. Cost Projections
21. Location
22. Utilization and Revenue Projections
23. Grants

In summary, the delivery of quality, cost effective health care is more challenging today than at any point in our nation's history. Health care costs consume a growing percentage of personal, corporate, and governmental budgets while at the same time patients are demanding world-class care at little or no cost to themselves.

Nearly 70% of all health care expenditure occurs in the last 2-3 years of life. Many of the leading causes of death and chronic illness in the US remain substantially preventable through education and

prevention. Yet, nationally, education and prevention comprise less than 2% of all health industry expenditure.

Most of New Mexico and Valencia County are: growing, rural, medically under served, and culturally diverse areas with high: automotive crash, accidental injury, poverty, alcoholism and uninsured incidence rates. Almost all counties within New Mexico, with the exception of some parts of Bernalillo, Dona Ana and Santa Fe, are federally recognized Health Provider Shortage Areas (HPSA).

As science continues to afford us longer lives, health care decision makers must become better informed and seek more creative solutions to ensure quality, timely, and affordable care is available.

An October 25th, 2000 article in the Journal of the American Medical Association (Addendum A) and www.healthgrades.com suggests New Mexico has considerable room for improvement regarding the quality of care it delivers to Medicare fee for service beneficiaries.

Commissioner Pando commended Mr. Olsen on the detailed and well-organized study.

Commissioner Aguilar informed the public that the study would be available to the public in the County Clerk's office for study and are welcome to come to the next scheduled meeting when Mr. Olsen was scheduled to come back.

Commissioner Daves questioned at what level, public support, in primarily tax support, in either gross receipts or mill levees, did Mr. Olsen think would be an essential ingredient in the feasibility of the hospital. Mr. Olsen referred to Addendum H, which was the County Indigent Fund Report that stated that every hospital in the state is supported within the county. It also indicated how to license the facility. Commissioner Daves asked for Mr. Olsen's comments on how we are an urban area, and a hospital of that nature should be feasibly at some point and that most Albuquerque hospitals are not governmental. Mr. Olsen replied that in talking to most hospitals, and one of the things to keep in mind when talking to a hospital that also owns an HMO, is that there is a question that needs to be asked; are they HMO or are a health care provider. In Mr. Olsen's mind it would be difficult to be both, because they are diametrically opposed. Facilities that own HMO's do not want a hospital to happen here and will do whatever they need to do to protect that market share. Commissioner Daves stated that we had a very limited physician base, and what would Mr. Olsen expect as a physician base that would flow into a function hospital in Valencia County. Mr. Olsen responded that if it were orchestrated in the right way, he had no doubt that a good percentage would come to practice here on a limited bases. Commissioner Pando commented that in talking to some doctors, many of them would like to come to Valencia County but did not have anyplace to come to.

Commissioner Aguilar asked Mr. Olsen if UNM Hospital was considered a sole source. Mr. Olsen responded that from one perspective he thought it was. Commissioner Aguilar then stated that if we were to do that and were getting funds from the Federal Grants that Mr. Olsen was talking about, being sole source and already providing service to this community, how would it impact us wanting to be sole source independently. Mr. Olsen replied that it did not, that UNM sole source situation would impact any future facility here because a level one trauma situation is a cut and dry issue in this State; a community hospital in this community would never have the technical ability to handle a patient of that complex nature. So what Commissioner Aguilar then asked, if when he came back, he would further clarify, that, when they were talking about a hospital, was limited in it's services, and would still have to access Albuquerque. Mr. Olsen commented that this was correct. It was not an agency with a one-stop hospital; a facility like this was to save lives. Commissioner Aguilar then asked how that would be different from a 24-hour urgent care with a few beds or day care, day surgery. Mr. Olsen stated that within this state there are regulations that say, that, if you are a hospital and a patient arrives and it's a legitimate emergency, you provide care to that patient and are entitled to reimbursement. If a patient arrives at the urgent care and it's an urgent situation, not an emergency situation, you will not get any reimbursement for it unless you are a preferred provider. There were other comments and Commissioner Aguilar then thanked Mr. Olsen for the report and asked Mr. James Fernandez if he would get together with Mr. Olsen on other issues that would be brought to the Commission and also publicly thanked Senator Michael Sanchez who sponsored the bill to provide the \$40,000.00 for this study.

b) Highland Meadows Neighborhood Assoc./Road Improvement Project.....

James Ashmore

What Mr. Ashmore was presenting was a brief overview of what his package entailed, which was a request for a joint venture with the county in a road improvement project. There had been several discussions in the past about claimed roads and grading support, bus routes, etc. The association had received a report that identified roads and linear miles accepted by the county for maintenance. Also included in the report were roads identified for support of School Bus routes. The package is to develop a project that demonstrates that as a community that they are willing to take on some responsibility themselves and in the design they came with the proposal of a joint project to share the expense in the process. Mr. Ashmore had a proposition on how the Association and the County could work together as they did not want a "hand out" but wanted some assistance with some heavy equipment and some direction from the county.

Commissioner Pando commended the Association on their asking for help instead of wanting the county to provide service for free and then asked County Attorney Tom Garde on direction as to how they could proceed with the road project. Commissioner Pando explained that what the association was proposing to do is that there is 1¼ mile on the north side of the tracks that is not used, but it's on the county maps as a county dedicated road. What they propose is to put that 1 ¼ mile on the north

side of the tracks and use it on San Pedro, which is a school route, not a dedicated road. By doing this they could bring it up to specks and accept it by the county for maintenance. According to County Attorney Tom Garde, the first step would be to change the mileage maps, because if some roads were not utilized then they could be taken off the mileage maps and the other roads added, but since they were school routes, it would be coordinated with the schools to insure that those bus routes are utilized. What Mr. Garde stated was that the commission had to give administration direction to determine that this is the route the administration wants to go.

Commissioner Daves stated that the impression he got from the packet they received, was that there had been quite a bit of coordination with the county, and he hoped that there had been. He would be very interested in what staff involvement and position had been. The question he had was, are the equities involved, in the sense of the support that the community will provide on its own behalf and what the cost would be, the ability of the county to do those and he agreed with Commissioner Pando that, the community support this and hoped that there would not be any legal problems. He was also interested in knowing, who in staff might have worked with the Highland Meadows Association and at what level agreements and specifics were proposed. Commissioner Pando stated that Mr. Fernandez, Monica and himself had several meetings with the association and basically this is what they had concurred up to this point and that the commitment was made and in answer to Commissioner Daves questions, yes there had been many meetings and discussions. Commissioner Daves then asked if the administration had concurred with these recommendations. Mr. Fernandez then stated that in terms of the 1-¼ mile, and he would have to verify with the road department, but that was accurate. In terms of the county doing work on what is not a county dedicated road, which would be more of a legal issue.

Commissioner Aguilar then stated that there were many questions in form of cost and any liability because they were saying there were individuals volunteering their time doing some work and they were asking the county to provide engineering support guidance but the engineering cost would be very high and would like to see a more specific estimate and could the county do it and when could they do it, was it going to be phased, and agreed with Commissioner Pando on trying to work with them, but that were still many unanswered questions before they could make a decision. Commissioner Daves then asked if part of the package included that the county would accept a dedication of the road when completed, which Mr. Ashmore answered it would be if it satisfied the requirements and accepted as a county road. Mr. Ashmore also stated that in a discussion he had with the road department on their workload and schedule, they had stated that if it could be approved before spring projects started they could address it before they got into their annual projects. Commissioner Aguilar stated that this was set for a December 18th meeting and in December of every year the first meeting is for the public but the second meeting is only to approve county business, and that's why it could not be on the agenda.

Commissioner Aguilar then entertained the motion to table for the February 20th evening meeting. Commissioner Pando made the motion and Commissioner Daves seconded it. Motion carried.

Discussion;

Perry Rival made comments about the kids having to wade in mud trying to get to the road that the bus sometimes does not come in, so the kids have to go to the highway to get on the bus, which is dangerous. He also wanted the commission to know that those kids needed their help. Commissioner Aguilar then stated that the developers had been called to a meeting that was held about 6 months ago and each of them had brought their attorney and none of them wanted to take any responsibility and so it fell back to the commission and the residents.

c)Update of East Mesa Clean-up & Request Extension of VIA Contract....Bob Davey/Mike McCartney

Mr. Davey wanted a joint effort to address the problem that they were all facing. He stated that in a 4 weeks period they had collected and addressed more than four hundred tons. They had hoped that they could continue that pace, but in October the association had to divert crews and equipment to help the county meet a deadline they faced for completing the paving of the Manzano Expressway. He explained that between the time that the legislative appropriation was received for Manzano Expressway until last fall, the cost of oil doubled and the cost of asphalt had nearly doubled, as a consequence of this, in order to get the job done within county budget, the county had to commit to do all the earth work on the 3 mile project.

Mr. Davey informed the commission that the contract of one year had expired and asked to extend the agreement between VIA and the County until April 30th. He explained that the agreement accomplished four areas. The area of collection, which VIA was committing 2 full time people and equipment and some part time people; the hauling was done by a county truck. He also explained that the fact that some of the trash had to be moved someplace else, the county was forced to bring roll away dozers, which Mr. Montoya and Mr. Fernandez had raised that issue the year before, so in September or October they were committed to change the agreement and they would pay half the cost of those roll a ways. And finally there was the enforcement issue; the county is committing one enforcement officer each week-end for an unspecified period of time and VIA will re-reimburse the county for that time, but at a rate higher than what the county normally pays and some of that residual would go to phase some of the other costs involved.

Mr. McCartney first informed the commission of some statistics; he then went on to explain that in the area of enforcement, what he and the zoning enforcement officers would like to do was to change the procedures that have been followed and, suggested, with the permission of the commission, that all violators be directed to Magistrate Court and have them provide community service at how many hours the Judges deemed necessary. And he also thanked Judge Hawkes for his support in helping support the ordinances.

Commissioner Aguilar had concerns on the fact that some individuals were getting reimbursed for dumping. At the time the landfill was under Mr. Montoya, which he was not a part of the original contract until later on, there was some issues with Conejo that were brought up and she was concerned that there might be some agreement or conversations going on and was leaving out one important element in this puzzle, which was landfill. Mr. McCartney explained that it was an option they had. They could take household trash from the home and pay \$5.00 fee or \$10.00 depending how much they take, the option in the letter gives them the opportunity to pick up trash and if they don't pick up trash they still pay the fee and there is no re-imbursement. Commissioner Aguilar informed Mr. McCartney that she would want the attorney to research this because of what she was hearing. The option was determined by the zoning ordinance. Commissioner Pando then explained that if trash was thrown on the mesa and a letter was found with a name, they were called and asked to go pick up the trash and bring a receipt where it was dumped and if no receipt, then they get cited. Judge Hawkes then asked to speak and explained that what the zoning officers had done, which was a part of his sentence, which was that if the individual pays the court cost and bring back to the court receipt from the transfer station their sentence would be deferred and they would just pay the court cost. So what they are doing is bringing back the receipt to the judges, which is part of the sentence. Commissioner Aguilar then stated that they did not know this was going on, and was not criticizing the program, but what she was saying, that they are accountable and everyone has knowledge as to what is going on. Judge Hawkes asked the commission if they wanted the Magistrate Court Community Service Program efforts directed towards the clean-up program, they could specifically put their efforts into the clean-up program in the east mesa. Commissioner Aguilar wanted the public to know that the county does pay the community service monitor for Belen, but direction was given that community service was to be done in the county and not in Belen. Judge Hawkes explained that Belen Council gave full support, they supply the trucks and go into the county and help pick up on county roads.

Commissioner Aguilar wanted to know from Attorney Garde if they should have some sort of policy so that everyone would know what everyone had to do. Attorney Garde had not heard of this process, but thought if they were not using county manpower and as long as everyone knew their procedure that it was okay. Commissioner Pando thought the commission should leave it to the way it was being done because they were doing a good job and that city and county could work together. Commissioner Daves asked Judge Hawkes if he had covered his agenda item, and if not, that they move, but he also thought there was a lot of good things going on and one of the things he thought was critically important was that jurisdictions communicate and cooperate with each other. Commissioner Daves asked Judge Hawkes if he was the sole magistrate or if the others were working with this program. Judge Hawkes replied that he was the spokesman, and he informed Commissioner Daves, in case he was not aware of it, that the commission pays two community service monitors. One works 20 hours a week, on a contract, and division one and division three has a community monitor in Los Lunas and his court has one. Commissioner Aguilar then thanked Judge Hawkes for all his good information.

Getting back to the VIA contract, what was suggested, was that there not be any overtime for an enforcement officer, that the county schedule the time of the officers so that they can work on Saturdays and the total cost of the roll offs would be VIA's contribution to this clean-up. Commissioner Daves suggested that the administration come up with a recommended contract that the fiscal office and planning office would agree to and for the commission's consideration. Commissioner Padilla then made the motion to table the matter and have administration look over the contract and come up with a workable solution. Commissioner Baca seconded it. Commissioner Pando then asked what would happen now. Commissioner Aguilar responded that they hold off until they know. Carlos Montoya wanted to caution that some of these costs were not budgeted, so when they met at the end of the year, Conejo would be in the red. Commissioner Aguilar then asked Mr. Fernandez and Mr. Montoya if they could work on it along with Mr. McCartney and get together with Mr. Davey and get back to them.

Commissioner Pando thought it was a shame that they had to table this item because the people had worked on this contract for months and there had to be a better way to do this. In the meantime, everyone who wanted could dump all the trash they wanted and there was no one to police it. Motion had been made. Commissioner Pando voted no. All other commissioners voted yes. Motion carried.

d)Request approval of Maternal Child Health Plan Update 2001.....Kathy Chavez
Kathy Chavez, Deputy Director for Youth Development Incorporated in Valencia County, due to the February 2001 deadline for the proposal, had come before the commission to present the 2001 Valencia County MCH Plan Update. She explained how the different affiliates promote awareness of the MCH activities and issues impacting family's health within the county. She asked for their support

by signing the Resolution and approval of an authorization to submit a Valencia County Maternal Child Health Care Plan Update. Commissioner Pando moved to accept Resolution #04 and Commissioner Baca seconded it.
Motion carried.

e)Community Service Program Update.....Judge Danny Hawkes

Mr. Hawkes stated that his intention was to come up before the commission to commend them on the service and the support of the Community Service Monitor Program. Commissioner Daves wanted to know if the other municipalities were supporting this service, either with budget or any other way. Judge Hawkes explained that they would approach the city of Los Lunas and Bosque Farms to see if they like to become a part of this. Commissioner Aguilar suggested that they could ask administration to have a meeting with Belen to provide information and through administration set a meeting to work with the Judges and get it started. Commissioner Pando volunteered to go with Judge Hawkes to talk to Judge Richard Luna and the council to try to coordinate. Commissioner Aguilar asked if through the community service, the graffiti problem could be taken care of. Judge Hawkes said he could adjust that. Commissioner Aguilar then asked Mr. Fernandez about getting a meeting with administration from Bosque Farms and Los Lunas and Belen, to see if they would cooperate the same way Belen is doing and ask if they could volunteer a dump truck and maybe Bosque Farms and Los Lunas could do the same.

f)Road Request.....Louie Pena

Mr. Pena presented the commission with 5 road requests. The first one was Vista Solano Drive, which the viewers all accepted. The first part of the road was excellent but the end of it needed some work. Only two viewers were appointed to that district. County Attorney Tom Garde explained to Commissioner Daves that generally they have 3 viewers that go out and review a road, but in this case only one viewer went out to make her recommendation and then there was recommendation from the road department itself informing their group that it not be accepted. Commissioner Padilla then asked Mr. Pena if this was the recommendation of the department, which Mr. Pena replied that it was. Statute requires that there be three viewers. It was decided that five viewers be appointed; one for each commissioner and two alternates. Commissioner Aguilar wanted to know if the culvert or bridge going across, just as you go off Hwy 47, was 40 feet and would they have to put a barrier or who took responsibility. Mr. Pena said he would have to check on it. Attorney Tom Garde suggested that it be tabled until the next meeting. Commissioner Padilla made the motion to table this matter until the meeting of February 20th, 2001. Commissioner Pando second it. After some discussion, the matter was tabled until the 20th of February.
Motion carried.

Shawn Court was corrected to read Shawn Lane. Commissioner Daves questioned that one of the viewers had check marked three no's, but it was noted that the foreman had checked that it met requirement. Commissioner Pando moved to accept Shawn Lane for maintenance. Commissioner Baca seconded. Motion carried.

Reger Court according to Mr. Baca had potholes in the entrance; Commissioner Pando agreed that it did have potholes in the entrance. Commissioner Pando moved to accept this road for maintenance by the county. Commissioner Baca seconded.
Motion carried.

Adios Lane was decided by the road department that it did not meet county specifications. Commissioner Aguilar recommended that it be denied. Commissioner Pando seconded.
Motion carried.

Valle Lindo Court was tabled until they could get viewers. This was the same situation as Vista Solano Drive. Commissioner Pando moved to table. Commissioner Daves seconded.
Motion carried.

Discussion;

Commissioner Daves had a concern that those roads that had been tabled, for lack of viewers, might be some communication to staff that it would not be considered without three viewers and that apparently this has not been the process in the past. He would like the commission to set some kind of standards on it. Commissioner Pando disagreed on the fact that the commission had never accepted a road with just one viewer and did not ever want to be accused of doing a favor, and that they always followed every procedure. According to Commissioner Aguilar, planning and zoning used to take care of this, until recently when it went back to the road department, at Mr. Pena's request, so previously there was a procedure and Mr. Pena knows that he is supposed to contact the three viewers and not bring it to the commission unless those requirements are met.

g)Manager's Report.....James Fernandez

Commissioner Pando moved to convene as the Indigent Board and Commissioner Baca seconded it. Motion carried. Mr. Fernandez reported that at the commissioner's request, Ms. Baker had contacted the Heart Hospital and a number of agencies in this billing for Mr. Jerry Anaya. The amount submitted at the last meeting was close to \$32,000.00 and the total billing being \$24,613.16. Commissioner Daves moved to approve the negotiated amount for Heart Hospital only and not for

the rest of the bill. It was reasonable to allow Mr. Anaya to deal with the remaining bill. For purpose of discussion he moved that payment of the discounted amount of \$24,613.16 be paid, not including the others. Commissioner Padilla seconded it. Discussion followed with Mr. Anaya being very grateful to the commission for the help. Commissioner Pando made comments that some of the responsibility fall on Mr. Anaya. Mr. Fernandez concurred with Commissioner Daves request that the \$24,613.16 be paid. Motion carried.

Motion to convene as the Board of County Commission was made by Commissioner Pando and seconded by Commissioner Baca. Motion carried.

Public Request to Lease Landing Area was presented by Mr. Fernandez who reported that within their packet was a letter from Mr. Bill Stephenson, president of the Albuquerque Ultralight Association, requesting an interest in the occasional use of the abandoned Valencia County Airport near Airport Road and Airport Drive. Also provided was some background information of a previous lease on this landing area. Commissioner Daves had some questions on it, which Mr. Fernandez informed them that there had been no discussion as to the terms of any type of a lease that would take place without the consideration of this board. There are some concerns as to whether this would open up this particular facility again once it has been closed and did not know if any document had every been submitted to FAA as to whether or not this is an actual legal landing strip. Commissioner Daves thought liability and the issues of them being cleared by FAA would be critical into entering into the agreement. Commissioner Aguilar had concerns about it being abandon and so the liability of opening it up again and the second concern was that part of the property was already being used by Conejo, so before they did anything she would want the attorney to look into it and see what the liability would be.

A bi-weekly report was presented to the commissioner by Mr. Fernandez on behalf of Larry Garcia, the Jail Monitor. The periods covered were January 1st through January 11th as part of the bi-weekly report from the Jail Monitor. The average daily count at the Detention Facility was 95. One of the concerns was the graffiti and how to deal with it. Judge Hawkes was going to look into using the community service program.

Last item was information in regards to the NACO Conference that was taking place on March 2nd through March 6th in Washington, DC for the annual legislative conference, this being brought before them because the deadline for registration is January 31st. So if anyone wanted to go, it was imperative that they know prior to the 31st so that they could pay the reduced rate.

Commissioner Pando wanted to comment on a letter he had received from MRGCOG, which stated that they were going through legislature to support modification to the current New Mexico Air Quality Control Act, which they are trying to get Valencia County involved again. It was his understanding that Commissioner Aguilar was going to oppose it and wanted to clarify it. Commissioner Aguilar stated that she would ask for the bill and see who was sponsoring it.

h)Intra & Inter Budget Transfers.....Carlos Montoya
Mr. Montoya requested transfers from the Commission Court Settlement to the Commissioners Mileage & Per Diem and also from the Commission Court Settlement to the County Manager's Budget to cover office supplies and Manager's car expense. Commissioner Pando made the motion to accept Resolution 2001-05 and Commissioner Baca seconded it. Motion carried.

i)Payroll & Warrants.....Carlos Montoya
Mr. Montoya presented to the commission two sets of Warrants for approval; first one was payroll list showing all warrants issued by the fiscal officer on January 12, 2001, covering payroll processed on that date from Warrant #63870 thru Warrant #63898 with the total amount being \$193,069.12. Commissioner Pando moved to accept the Warrant. Commissioner Padilla seconded. Motion carried.

Mr. Montoya also presented for approval, accounts payable listing all accounts issued by the fiscal office on January 12, 2001 covering vender bills processed on this date, which include Warrants #63899 thru Warrant #63970 totaling \$115,254.69. Commissioner Pando moved to accept. Commissioner Padilla seconded. Motion carried.

Mr. Montoya also informed the commission that the balance on the General Fund was \$2,543,000.00 and total Revenue received through December 31st was \$4,878,000.00. Anticipated was \$8,361,000.00. At the current rate they should surpass the revenue by about \$600,000.00.

Commissioner Aguilar informed the commissioner of a Special Meeting on January 31, 10:00am, to address the tax credit. From 11:00am to 2:00PM is a special workshop on a presentation on the Land use element of the comprehensive plan by Steve Chavez and Ruben Chavez.

NEXT MEETING

The next Regular Meeting of the Valencia County Board of County Commission will be held on January 6, 2001, at 10:00 AM, with executive session starting at 8:30 AM in the County Commission Room at the Valencia County Courthouse.

ADJOURNMENT

Motion to adjourn was made by Commissioner Aguilar at 9:38PM

NOTE: All proposals, documents, items, etc., pertaining to items on the agenda of the Regular Meeting of January 16, 2001 (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, CHAIRMAN**

**ss/
AURELIO H. PADILLA, VICE-CHAIRMAN**

**ss/
S. T. FRANK PANDO, MEMBER**

**ss/
GARY DAVES, MEMBER**

**ss/
HELEN BACA, MEMBER**

ATTEST: ss/

TINA GALLEGOS, COUNTY CLERK

DATE: February 6, 2001

For an official signed copy of these minutes and attachments see Book 38 Page 324.