

VALENCIA COUNTY BOARD OF COMMISSIONERS

REGULAR MEETING

March 20, 2001

Vice Chairman Padilla called the Meeting to order at 4:30 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	

Executive Session

Valencia County Clerk, Tina Gallegos, read the agenda for executive session. Commissioner Pando made a motion to go into executive session. Commissioner Daves seconded it. Motion carried.

Personnel Manager, Carol Anaya, reported that during executive session, the following items were discussed: New hires pending pre employment physical and drug tests for Michelle Romero, Assessors office, temporary hire Annette Anaya, Indigent Department, resignation of Carlos Perea, Zoning Department, return from leave with pay for Daniel Trujillo, Conejo Transfer Station, leave with pay, Antoinette Trujillo, Assessors Office, position change within department for Sheryl Salas to Clerk III with a salary increase, and position status change from probationary to non probationary for Barnabe Carrillo, Older American Program. Commissioner Daves made a motion to approve what was discussed during executive session. Commissioner Baca seconded it. Motion carried.

Valencia County Attorney, Tom Garde reported during executive session, under Pending/Potential Litigation, the following was discussed: the final order concerning the Gleason appeal, with no action taken, redistricting was briefly discussed, and a lawsuit between Bernalillo County and Valencia County with direction given to staff. There was a motion by Commissioner Pando to approve what was discussed. Commissioner Daves seconded it. Motion carried.

Pledge of Allegiance was led by Valencia County Manager, James Fernandez.

Vice Chairman Padilla, told the Commission that Commission Chair Aguilar was not at the meeting today because of surgery. According to Vice Chairman Padilla, she is doing fine.

Approval of Agenda

County Clerk, Tina Gallegos, read the agenda. County Manager, James Fernandez, asked under item H, to add in state travel for Emily Carrillo, and Eleanor Montoya to attend training in Taos April 3rd and 4th for the Senior Citizen Program. Vice Chairman Padilla, requested to delete item B, Creation of Hospital Committee. He preferred to have it heard by all five Commissioners, as it is a very important matter. Commissioner Pando, disagreed with Vice Chairman Padilla and wanted it open as a discussion item, as the Commission was not going to take any action anyway. Commissioner Daves mentioned that there are people in the audience that came for this discussion. County Attorney Tom Garde suggested that the Commission move this discussion into Public Requests and take it off Action Items. Commissioner Pando made a motion to take item B off Action Items and discuss it under Public Requests. Commissioner Daves seconded it. Motion carried. Commissioner Daves made a motion to approve the agenda as amended. Commissioner Baca seconded it. Motion carried.

Approval of Minutes

Commissioner Daves made a motion to approve the minutes for March 6, 2001. Commissioner Pando seconded it. Motion carried.

Public Requests

Dick Klapper, President of the Rio Communities Association, told the Commission that the Rio Communities Association is in complete support of forming a Hospital Committee and having a Hospital. Mr. Klapper mentioned supporting Commissioner Pando on this issue, and disagreed with the Commission for attempting to delete something from the agenda because not everyone is present. Commissioner Pando thanked Mr. Klapper for his comments.

Commissioner Pando would like to take the “politics” out of this issue, and form a board of people in the community. Commissioner Pando recommended that the five commissioners each come up with

five names of people that they feel will be worthy, and work on this issue. There is a statute, job descriptions, management charts, everything is available, and Commissioner Pando is willing to get all information that they need. Commissioner Pando said the County needs something, even if it is not a Presbyterian or Lovelace. Commissioner Pando stated, if each Commissioner comes up with five names, that's a total of 25 names. After that, the Commission can narrow it down to 15 and there will be no elected official to serve on this board. First, the Committee has to go to Santa Fe to get their 401K, secondly there's a tax issue that's going to be affecting people, and there's going to need to be a location created.

This committee will have complete control, and report to the Commission and the different municipalities at least once a month. This is what Commissioner Pando would like to accomplish. Vice Chairman Padilla asked Commissioner Pando to bring to the Commission documents spelling out the role of what this Committee is going to stand for. Commissioner Pando said he doesn't want to tell the Committee what to do; he wants them to tell him what to do. Vice Chairman Padilla asked Commissioner Pando for something in memo form, as to an explanation of their role. Commissioner Pando answered he's going to Las Vegas tomorrow, and he will get an organization chart and as much information for the next meeting as possible. There must be two doctors, an attorney, and an accountant serving on the Committee; the rest can be county residents. See exhibit A.

Commissioner Daves said that one of the things he's observed as a Commissioner, is everything takes two times to get done. Commissioner Daves agreed under some doubt to the removal of item B on the agenda just simply to accommodate the Chairman and not for any other reason. Commissioner Daves said this Committee would need some direction to do what it should do, but not necessarily from himself. In terms of how to embrace the hospital issue, Commissioner Daves doesn't have any solutions, so he's happy that Commissioner Pando is trying to move forward. Commissioner Daves is trying to learn and get ideas as to the liability of the hospital, and following the report that the Commission received.

A) Proclamation Declaring April Child Abuse Prevention Month.....Yvonne Sais

Pam McKenzie, from the Children Youth and Families Protective Services, presented the Commission with a proclamation to make April, Child Abuse Prevention Month. Ms. McKenzie thanked the Commission for taking time out of their busy schedule to acknowledge that children are our greatest resource and preventing harm coming to them is all of our responsibility. Children are our future, and Ms. McKenzie invited all citizens on April 28, 2001, to the 10th Annual Family Fun Fest at Daniel Fernandez Park, and everything will be provided for children and families like food, fun, games, entertainment, and most of all prevention and privation. Having proclamations from the commission come forth every year will kick this off. Ms. McKenzie read the proclamation to the Commission. Commissioner Pando made a motion to approve this proclamation, and said that it's a shame that we can't have this all year round instead of just once a month. Commissioner Pando said that children are our most precious resources. Commissioner Daves seconded the motion. Motion carried. See exhibit B.

B) Creation of Hospital Committee.....Board of Commissioners
This item was moved to Public Requests.

C) Amend Zone Maps from RR2 to RR1.....Don Wader

Don Wader reported coming before the Commission last month to do a land division. Mr. Wader found out that one split was 1.45 acres, which was not allowed. Under the direction of the Commission, Mr. Wader was to go back to the Planning & Zoning Commission and get the land rezoned which he did last week, and the Planning & Zoning Commission approved it. Mr. Wader is before the Commission to get it's approval.

Ruben Chavez, Assistant County Planner, thanked the Commission for following the process. The ordinance states that variances should not be granted when the granting of the variance initiates a zone change. The variance process also states not to grant a variance for creating a substandard lot. When this case came before the Commission, the Commission sent it back to Planning & Zoning for the zone change, and Ruben Chavez commended the Commission for the process. This property has a natural barrier, which is the ditch. In this instance there's 1.4 acres on the west side of the ditch. Mr. Wader was in total agreement to stay within the 2-acre minimum, which is in the valley, and this side is. The only problem with that, is it leaves less than half an acre on the east side of the ditch and 2 lots would've been created, but the Commission had the foresight to send it back and follow the process to make a wrong right. Therefore, when Planning & Zoning reviewed it, they saw the only thing that made sense, is the zone change. Mr. Chavez is in favor of this change. Commissioner Padilla made a motion to approve Mr. Chavez's recommendation. Commissioner Pando seconded it, motion carried. See exhibit C.

D) Public Hearing.....Steven Chavez
Ordinance Establishment of Moratorium on Zone Changes to Heavy Industrial & light/General Industrial Uses

Valencia County Planner, Steven Chavez, requested a moratorium on zone changes of I2 and I3, light general industrial uses and heavy industrial uses. The purpose of that moratorium is stated in the ordinance itself. The first draft was a resolution, but it was changed to an ordinance. Legal

notice was published as required by state statute on February 24, 2001 and March 3, 2001 in the Valencia County News Bulletin. Mr. Steven Chavez feels that the moratorium is necessary in justification of this ordinance. According to Steven Chavez, the industrial use section of the ordinance needs to be overhauled in its entirety, and Planning & Zoning has already begun drafting language for that. Planning & Zoning requested 6 months for the moratorium period.

Commissioner Daves asked that as a matter of when the application came in, if the Cobisa application would not be under this moratorium. Mr. Steven Chavez answered no; this moratorium is specifically directed towards industrial park uses. Commissioner Daves asked if there are applicants who have a mature application in place. Mr. Chavez answered there is an application that was submitted last week from Campbell Farms. Planning & Zoning determined that their application was deficient, because information Planning & Zoning requested was not provided. Planning & Zoning met with Campbell Farms people many times prior to submitting their application. Planning & Zoning indicated to them that their application will be reviewed as to not delay any proposed economic development in this county, although all Mr. Chavez is requesting is that they get a moratorium on the approved zone changes, not on review of the applications. According to Mr. Steven Chavez, at the time they submitted their application Campbell Farms engineers believed that it was a race to the courthouse for the moratorium. They felt that if they got their application in before the moratorium was passed, that they would be able to get underneath the moratorium. Mr. Chavez believes that Campbell Farms is satisfied and has no objection to the moratorium. Planning & Zoning has hid nothing from Campbell Farms about the moratorium. Campbell Farms has not indicated to Mr. Chavez that they are opposed to the moratorium. Commissioner Pando agreed with Mr. Chavez. Vice Chairman Padilla asked Mr. Chavez if he plans on finishing the Comprehensive Plan by the time this issue would surface again. Mr. Chavez answered, he hopes so.

Carlos Lopopolo, who does consulting work for Campbell Farms, said that what Mr. Chavez was saying is totally accurate, with the exception of one thing. According to Mr. Lopopolo, it was a misunderstanding on the race to the Courthouse aspect, it was a miscommunication. One of the PR people thought that was what she was supposed to do to make sure the application started, so they can work during the six months together with Planning & Zoning to get it done properly. Mr. Lopopolo said that Campbell Farms is in total agreement with the moratorium and they think it is a good idea because it gives them a chance to work with Planning & Zoning to make sure things are uniform throughout the County, and everybody's on the same page, and it benefits the County. The President of Campbell Farms, and the Head of Operations couldn't make the meeting because they were called out of town on an emergency. Mr. Lopopolo said that Campbell Farms is in total agreement with the moratorium.

Mr. Chavez requested an emergency clause so that this goes into effect immediately. Valencia County Attorney, Tom Garde, said there are two scenarios in regards to the adoption of an ordinance. One is, if an ordinance is adopted, it goes into effect 30 days from the date of adoption, or the Commission decides that it is in fact an emergency. This Commission by Motion can move that it be adopted immediately. Commissioner Pando made a motion to accept Ordinance # 2001-01 and make it effective immediately. Commissioner Baca seconded it, motion carried. See exhibit D.

E) Accept Roads for Dedication, Maintenance or Paving.....Louie Pena/Helen Cole Alderete Road

Helen Cole, from the Valencia County Highway Department, asked approval of four roads for dedication, maintenance, or paving. The first road is Alderete Rd, which is for paving. This road is in Commissioner Pando's district. There were three road viewers for this road, which were: Patricia Sanchez, Luther Shear, and Johnny Maestas. All three-road viewers approved this road for paving. Commissioner Pando made a motion to accept Alderete Road for paving and put it on the next list. Commissioner Daves seconded the motion. County Attorney, Tom Garde, said that if the Commission votes to accept this road for paving, then it goes to a list, and this Commission at some point in time will schedule priorities. Motion carried. See exhibit E.

Yucca Place

The next road to be approved is Yucca Place, which is in Commissioner Baca's district. The three road viewers were Johnny Maestas, Luther Shear, and Patricia Sanchez. Valencia County Road Department Foreman, Raymond Barela also viewed this road. All four people approved this road for dedication of road maintenance. Commissioner Baca, made a motion to approve Yucca Place for dedication and maintenance. Commissioner Pando seconded it. Commissioner Pando mentioned that it is up to Commissioner Baca to put this road somewhere on her priority list, and asked if this road has to come back to the Commission for paving. Commissioner Padilla said that this road does not necessarily have to be paved; she is accepting it for dedication, unless later on she wants to bring it up. Valencia County Manager, James Fernandez, explained that the reason the Commission wants to have the consent of the individuals living on this road is individuals may not want that road paved. An example would be Bunton Road, it was accepted for maintenance, and there are individuals who want it maintained, but they do not want it brought up to a standard of paving. Motion carried. See exhibit F.

Hombre Lane

Hombre Lane, which is in Commission Chairman Aguilar's district, was third to be approved. The three viewers were Ray Baca, Luther Shear, and Johnny Maestas. All three viewers approved this road for dedication and maintenance. Valencia County Road Department Foreman, Raymond Barela disapproved this road for dedication and maintenance. Commissioner Daves made a motion to

accept this road for dedication. Commissioner Pando seconded the motion. Motion carried. See exhibit G.

Cushman Court

Cushman Court, which is in Commissioner Pando's district, was last to be approved. Commissioner Pando felt that this road has already been accepted for maintenance. On January 24, 1991, this road was already accepted. See exhibit H.

Commissioner Pando mentioned that a year ago there was a green sign on Zamora Lane, today there's a blue sign, and nobody knows how it got there. Commissioner Pando said the County needs to address these issues somewhere down the road. Commissioner Daves had volunteered to address that issue and Commissioner Pando asked him what he found out so far. Commissioner Daves said his road was paved and his wife was opposed to it. Commissioner Daves feels that the Commission needs to seek petitions for dedication, paving, and speed bumps and put it all on one petition and do it in one swoop, that way the Commission can accept it, pave it, and bump it. Commissioner Daves asked County Attorney Tom Garde and Valencia County Planner Steven Chavez about an amendment to the ordinance, which will be a way of allowing the County to accept roads that for many public reasons including emergency vehicles, school buses, and mail routes, there should be some process. Commissioner Daves will be pursuing this. Commissioner Pando informed the Commission that Connely Rd. and Cushman Ct. is the same road. County Manager James Fernandez referred back to December 31, 1990, the Commission requested that for Connely Rd, viewers be appointed and that was done, but no where subsequent to that was it approved. Commissioner Pando told the Commission that Connely Rd. has a green sign, and Connely Rd and Cushman Ct. is one and the same street. When you go into Connely Rd. it's about 40-50 feet wide, when you come out, it's about 10 feet wide, but it is a County dedicated road. Commissioner Daves said that these issues don't need to come to the Commission, they need to sort it out. Ms. Cole explained that according to the records, she does not find Connely Rd. or Zamora Ln. a dedicated road. Commissioner Daves made a motion to accept Cushman Road for dedication. Commissioner Pando seconded it, motion carried. See exhibit H.

F) Approval of Road Mileage for 2001.....Louie Pena/Helen Cole

Ms. Cole informed the Commission that every year in April road mileage needs to be turned in to the state. It was requested by the Commissioners that Ms. Cole separate which roads are chip sealed, paved, and dirt. This year 1,192.656 miles will be turned in to the state. Last year 1,187.621 miles were turned in, so the mileage was increased this year by five miles. The last Commission meeting Ms. Cole was in, the Commission asked Ms. Cole to find out about the road mileage and how the money tops off. Ms. Cole spoke to someone from Santa Fe and they said it does not top off, whatever mileage the County turns in, that's what the County gets. Commissioner Daves asked, does it increase to the extent that the County can keep up with the obligation the County is getting to maintain roads, and does the County get resources to pay for maintenance of additional miles? Ms. Cole said she would find that out. Commissioner Daves commented that the County is grating roads where nobody is, and where people are living there are roads that never get grated. Ms. Cole said unfortunately, but that's where the money comes in. Commissioner Pando made a motion to accept the mileage. Commissioner Baca seconded it. Motion carried. See exhibit I.

Request Approval Of.....Monica Mireles Citizen Participation

Assistant to the County Manager, Monica Mireles presented the Commission with three plans to be endorsed as part of Community Development Block Grant program that the County currently has. There is a \$25,000.00 planning grant that the County is working on right now. First one is a Citizen Participation Plan. One of the tasks of the CDBG program is to develop and maintain a Citizen's Participation Plan for the CDBG project. Also these policies are for any CDBG project the Commission wishes to enter into the future. The granting must certify that they follow a Citizen Participation Plan. Ms. Mireles requested that the County approve this. Ms. Mireles explained that this is a CDBG that the County applied for on behalf of Valencia Counseling Services for Pre-Construction Planning documents for Valencia Counseling Services. The County applied to the Department of Finance and Administration, and these are federal funds the County received from HUD. The County is not allowed to apply for another planning project until this planning project closes.

Ms. Mireles said there have been some difficulties with this project and she will have to request another extension and hopes to have it closed by June or July of 2001. The next funding cycle will have to start application hearings in September 2001, and the applications are due usually in September or October, hearings are in November, and awards come out in January. Commissioner Pando questioned the hospital issue and said this would be a good source of income to get this planned. If the County is interested in pursuing CDBG money for a hospital, Ms. Mireles suggested the Commission give direction in the very near future, because there is a lot of work that is involved. Commissioner Pando made a motion to accept Ms. Mireles's recommendation for the Citizen's Participation Plan. Commissioner Baca seconded it, motion carried. Ms. Mireles told the Commission that this project is PreConstruction Planning documents for Valencia Counseling Services. They wish to construct three homes, two for adults, and one for children, so these are planning documents to continue with the project. See exhibit J.

Fair Housing Plan

Ms. Mireles is requesting endorsement for a Fair Housing Plan. As part of CDBG implementing a Fair Housing program is an essential part of the grantees responsibilities and also part of the CDBG program. Valencia County is in joint partnership with the Village of Los Lunas to provide Fair Housing for Valencia County. Commissioner Pando made a motion to endorse this plan, Commissioner Daves seconded it, motion carried. See exhibit J.

Anti Displacement

The third policy is an Anti Displacement and Relocation Assistance Plan. According to Ms. Mireles, this document is required of all CDBG programs whether they plan to use the displacement policy or not. This CDBG project does not require the County to displace any person but as part of the requirements, the County is required to have it on file. Commissioner Daves made a motion to endorse this policy. Commissioner Baca seconded it. Motion carried. See exhibit J.

H) Request of In State Travel

CDBG Workshop in Angel Fire New Mexico.....Monica Mireles

Assistant to the County Manager, Monica Mireles, requested to attend a workshop in Angel Fire, New Mexico on April 4th and 5th. Ms. Mireles requested to leave April 3rd. The conference registration is \$45.00, and two nights at the Angel Fire Resort at \$122.86, where the conference will be held. Ms. Mireles asked permission to take her personal vehicle, and requested reimbursement for the mileage of the vehicle. Commissioner Baca made a motion to approve in state travel for Monica Mireles to Angel Fire, New Mexico. Commissioner Daves seconded the motion. Motion carried. See exhibit K.

Seminar Fire Alarm Systems in Las Cruces for Charles Eaton.....John Cherry

John Cherry, Valencia County Fire Marshall, requested in state travel for Charles Eaton, Valencia County Fire Inspector to attend a Fire Alarm workshop in Las Cruces April 25, 2001 – April 27, 2001. Mr. Cherry does have the money in his budget. Commissioner Pando made a motion to accept Mr. Cherry's request. Commissioner Daves seconded the motion. Motion carried. See exhibit L.

Training for Emily Carrillo and Eleanor Montoya.....James Fernandez

Valencia County Manager, James Fernandez, requested in state travel for Emily Carrillo and Eleanor Moya to attend training in Taos April 3rd and 4th, 2001. The only item that is being requested from these individuals is reimbursement of gasoline charges. The registration fees and everything else will be paid for by the area agency. Commissioner Pando made a motion to accept Mr. Fernandez's request for Emily Carrillo and Eleanor Montoya. Commissioner Baca seconded the motion. Motion carried. See exhibit M.

I) Award of Bids.....John Cherry

#523 Tanker/Pumper for Valencia El Cerro Fire Department

John Cherry, Valencia County Fire Marshall, sent out four bid packets for Bid #523 tanker/pumper, to four separate vendors and had eight inquiries on the news paper advertising bid. However, Mr. Cherry only received one sealed bid. That bid came from Monarch Fire Equipment in Belen for \$101,933.00. Commissioner Pando asked Mr. Cherry where this money comes from. Mr. Cherry explained, there is a \$50,000.00 legislative grant that he is working on that was awarded toward the purchase of this truck. The remaining half will be lease/purchase over a five-year period. This truck will go to the original Valencia El Cerro, the old station. Mr. Cherry recommend to award the bid to Monarch Equipment, Inc. Tom Garde, Valencia County Attorney, had concerns about the \$50,000.00 legislative grant. He suggested if the Commission decides to accept this, it would be subject to that grant.

Monica Mireles, Assistant to the County Manager, told the Commission that Valencia County did receive a \$50,000.00 appropriation from the Legislature towards the purchase of a pumper. Ms. Mireles received a call from the Department of Finance and Administration regarding the \$50,000.00, they wanted to know what the status of the project was. Ms. Mireles explained to them the County went out to bid and was going to appear before the Commission tonight to request the award of bid. The Department of Finance and Administration told Ms. Mireles that Valencia County would need to receive this pumper truck by June 1st, 2001, in order to get the paperwork in to the Department of Finance and Administration to get reimbursed by June 30, 2001, before the end of the fiscal year. According to Ms. Mireles, If Valencia County does not receive this pumper truck by June 10, 2001, Valencia County will lose the \$50,000.00 grant and Valencia County will then be responsible for the entire amount for this pumper. Mr. Garde asked Mr. Cherry if the County would be able to receive this truck by that date. Mr. Cherry replied that they are working with the vendor at the present time, and the vendor assumes that he can probably deliver, but there is no solid guarantee. Mr. Cherry's only way out of this situation is to arrange for lease/purchase of the total price, if they receive the \$50,000.00, it will be applied immediately to the lease/purchase.

Mr. Cherry added that the Fire Chief of this fire department procrastinated desperately in getting the specifications to Mr. Cherry, that's the reason they are on such a deadline. This unit is not built yet. Ms. Mireles explained, DFA needs the paperwork in by June 10, 2001, which means Valencia County needs to receive the truck prior to June 10, 2001, in order for Valencia County to receive the money by the close of the fiscal year. County Manager, James Fernandez, explained to the Commission that the Department of Finance has indicated that they do not assume that is the actual purchase of the truck; they will not reimburse the County, until the County has the actual unit. Mr. Fernandez told the Commission that the cutoff date for the submission of the reimbursement is June 15, 2001.

Ms. Mireles informed the Commission that she called the Legislature to ask for an extension of this grant, but she was unsuccessful. Commissioner Daves asked Mr. Cherry if the truck is needed so badly that the County wants to get it in spite of not getting the \$50,000.00. Mr. Cherry answered, "due to the fact that we're splitting districts, I'm not really sure, Commissioner." According to Mr. Cherry, "the appropriation was asked for last year from the legislative session, without our knowledge. So, now we're caught in between, trying to make up the slack even if we had the \$50,000.00. I think, in all honesty, my recommendation, is that we do not award the bid and we put this off one year." Commissioner Daves asked if there is a pretty reasonable expectation the County can make that June 10, 2001 deadline. Mr. Cherry replied that he could only go with the vendor; the vendor said he thinks he can, but he cannot guarantee it.

Vice Chairman Padilla asked if this would put a real strain on Mr. Cherry's budget, if they have to do a lease/purchase. Mr. Cherry answered, yes, do to the split. Any new fire districts established in New Mexico have to be operated at the County expense for one year prior to the state funding that fire department. Mr. Cherry explained "we have a sub station up there which we, in essence, were going to split in two and make that substation a new fire district. In a phone conversation with Mr. Chavez, and since the substation has been in operation now for four years, I asked if there was a waiver that they could fund the new department the first year. He said yes, that's possible to do, the Board of Commissioners passed a resolution approving the split, the Board of Commissioners passed boundary maps and all that, this was submitted to the state, and then we received a letter stating that, no, a waiver could not be obtained and we will have to fund the station for a year. So, in lieu of that and not knowing quite how we're going to come out there, I am inclined to think that we need to disallow this truck, because we really don't know where our finances are going." Mr. Cherry is unaware of how the application for this grant originated. Commissioner Pando made a motion to deny Bid #523. Commissioner Daves seconded the motion. Motion carried. See exhibit N.

#524 Bunker Gear

Mr. Cherry requested to award Bid #524 to Qwest Company of Walsenburg, Colorado for protection gear/bunker gear for the fire departments. Three bid packets were sent out to various vendors. Two bids were received back, one from Fire Services, and one from Qwest. Mr. Cherry recommended the Commission award the bid to Qwest Company of Walsenburg, Colorado. Mr. Cherry explained that in actuality, they bid on three separate types of garments, so there are various prices on the three different types. Mr. Cherry told the Commission "this is kind of a unique bid, first time we've ever received it. They proposed that we get a quantity discount if we order in various quantities." Mr. Cherry recommended that the Commission award the bid to Qwest Manufacturing of Walsenburg, Colorado. Qwest is the lower bidder. Commissioner Daves made a motion to approve Bid #524 to Qwest. Commissioner Pando seconded the motion. Motion carried. See exhibit N.

J) Approval of Resolution for Intra Budget Transfers.....Tina Gallegos

Valencia County Clerk, Tina Gallegos, requested to do an intrabudget transfer, Resolution 2001-10. Some of her money will be moved from full time salaries to overtime salaries, as it was an error that the Clerk's office had done on payroll.

Ms. Gallegos is trying to move money into per-diem from Bureau of Elections and Recording and Filing, which is for the Las Cruces Seminar in June, should the County allow her to go.

Ms. Gallegos is also moving money to poll workers, as she is in the red. The reason for that is money was moved before to cover part time employees during the general election and the money was pulled out of the poll worker line item. Ms. Gallegos took money from four different line items in order to cover that.

Ms. Gallegos also moved money to equipment and maintenance because she has three maintenance agreements that came due, which Ms. Gallegos was not aware of. This money will come from Early Voting, as she has extra money in there to cover it. Commissioner Baca made a motion to approve the Intra Budget transfer. Commissioner Pando seconded the motion. Motion carried. See exhibit O.

K) Managers Report.....James Fernandez Land Use Insurance Coverage

Land use insurance coverage is an item that came back to the Commission at the request of this Board. At a previous meeting, some optional land use insurance was presented that would be available to the County, and Mr. Fernandez recommended that the Commission go with level II coverage. The Board felt that they would hold off on this item until there were more members of the Board present. At the last meeting there were only three Board Members available. Mr. Fernandez brought this back at the Commission's request. Mr. Fernandez recommended as he previously did that the Commission get level II coverage at the cost of \$4,000.00. Commissioner Daves made a motion to approve. Commissioner Baca seconded the motion. Motion carried. Valencia County Attorney, Tom Garde, explained that with the Association of Counties insurance, their coverage excludes land use, and what they are now doing is including land use in their insurance coverage. See exhibit P.

Selective Service Board

Mr. Fernandez received information from the Selective Service in regards to a vacancy that currently exists on the System Local Board. An individual from the Selective Service Board asked Mr. Fernandez to bring this information to the Board to see if there's anyone who might want to submit an

application to be on the Selective Service Board. Information and an application were given to the Commission. There is one position that is available in Valencia County, and this information was also submitted to the other elected bodies within the County. The perspective Board Member must be a citizen of the United States, at least eighteen years old, Registered with the Selective Service if male, not be an employee in any law enforcement occupation, not be an active or retired member of the armed forces, and not have been convicted of any criminal offense. This application will be posted on the Bulletin Board. See exhibit Q.

Redistricting

Additional information on redistricting was brought to the Commission. The County Clerk’s office was asked to deal with this issue, and give the Commission input on this. Valencia County Clerk, Tina Gallegos, told the Commission that at the last meeting a question was asked about a boundary in Peralta and Isleta, and adjusting that line. Ms. Gallegos checked the records and that is a legislative boundary, and it is not an adjustment the County can make at this time. According to Ms. Gallegos, this is a recommendation the County can make to the legislature for future reference. Ms. Gallegos spoke with Commissioner Gary Daves earlier and she believes that is an interest of Commissioner Daves district, as something he would like to see done. With proper guidance the County Clerk’s office will help the Commission redistricted however the Commission would like, whether the Commission wants to go with an outside entity or in house. The last resolution that outlined the precincts will be published, the map of those boundaries go to the Secretary of States office, and they send back an approval of that. As soon as the Clerk’s Office gets those maps back and along with the Census, that they should receive in April, the Clerk’s office will be able to make a decision about districting, and when the Commission wants to start. Commissioner Pando asked Ms. Gallegos if the State Legislature has to first see what they’re going to do. Ms. Gallegos answered the only districts that this body can make any decisions on, are their own County Commission districts, no matter what the legislature does; they won’t adjust any of the County Commission districts.

Ms. Gallegos believes that Research & Polling can come up with the best recommendation for the County. The only information that the Clerk’s Office does not have to complete this is the Census data. Commissioner Pando asked, for the 2002 election, there are no changes whatsoever, other than the one little change up in Highland Meadows? Ms. Gallegos answered, “For your precincts yes, but your Commission districts will be, whatever you decide this year, will be in effect for 2002.” Commissioner Pando had concerns; he said that he was told for the 2002 election, there are no changes. Valencia County Manager, James Fernandez, explained that the precinct boundaries and that particular issue is the item that will not be changed, not necessarily the Commission district, but that precinct boundary. Commissioner Daves believes that in house they can come up with something very reasonable and rational without spending money. See exhibit R.

Signing of Triadic Contract

Valencia County Manager, James Fernandez, asked that the Commission not deal with the signing of a Triadic contract, as Valencia County Attorney Tom Garde has concerns about one of the items on the contract. See exhibit S.

Jail Monitor’s Report

The daily average number of inmates has dropped from 97 to 92. See exhibit T.

Budget Cycle

The County is starting to move into the next budget cycle, which will start in April. Mr. Fernandez has had discussions with Carlos Montoya, County Fiscal Officer, as to looking at some consolidation of purchasing, maybe centralized purchasing in an order to get quantity discounts as well as to have a better handle as to how this money is being spent. Also, they looked at the possibility of carpools, a pool of cars that would be utilized by any of the individual departments as needed, rather than being specifically assigned, other than for law enforcement. Mr. Fernandez and Mr. Montoya are looking at cost saving efforts such as centralized purchasing, vehicles, and maybe creating a casual pool of employees that in the event we have departments that have peak periods that we can utilize individuals to go to that department rather than having a body that might be only utilized six months out of the year. These are options for the upcoming budget cycle.

L) Lease on State Property.....Carlos Montoya

Valencia County Fiscal Officer, Carlos Montoya, reported to the Commission that last year the lease ran out on the county’s little league fields. This year the lease will run out on the current road department. The past year, Mr. Montoya and Valencia County Manager James Fernandez, are negotiating a lease. Mr. Montoya brought the Commission a fifteen-year lease with Property Control of the State of New Mexico, for \$1.00 a year. This lease will include the Road Department, Animal Control Department, and the little league fields. This is a total of fifteen acres. Valencia County will be the landlord of state property, and what the County is trying to work out with the village of Los Lunas, is that the County will give a sublease to the Village of Los Lunas, and they will take care of the little league fields, which is approximately ten acres. The Village of Los Lunas will be offered the same lease, for fifteen years at \$1.00 a year. The Village of Los Lunas runs the little league fields presently. Mr. Montoya made the recommendation that the County accept this lease with Property Control, and then subsequently sublease the little league fields to the Village of Los Lunas. Tom Garde, Valencia County Attorney, recommended that the Commission approve this lease. Commissioner Pando made a motion to approve this lease. Mr. Montoya asked the Commission’s permission to negotiate the leases on the other properties, such as the Los Lunas School Property/Bus Transportation Department, and First Choice. Commissioner Baca seconded the

motion. Motion carried. Mr. Montoya thanked Mike Jaramillo of the Village of Los Lunas Supervisor of Parks and Recreation, as he was instrumental in negotiating this lease with Mr. Fernandez and Mr. Montoya. See exhibit U.

M) Approval of Resolution of Intra/Inter Budget Transfers.....Carlos Montoya

Valencia County Fiscal Officer, Carlos Montoya, asked approval for Intra and Inter Budget Transfers for Resolution 2001-11. Commissioner Pando made a motion to accept Resolution 2001-11. Commissioner Baca seconded it. Motion carried. See exhibit V.

N) Payroll/Warrants.....Carlos Montoya

Valencia County Fiscal Officer, Carlos Montoya, asked approval for warrants issued by the Fiscal Office on March 9, 2001 covering Payroll processed. Warrants 64524-64554, includes Payroll #'s 46379-46571 for a total of \$190,789.40. Commissioner Pando made a motion to approve warrants. Commissioner Baca seconded it. Motion carried. See exhibit W.

Mr. Montoya also asked approval for checks issued by the Fiscal Office on March 15, 2001 covering vendor bills, warrants 64555-64663 for a total of \$394,469.06. Commissioner Baca made a motion to approve warrants. Commissioner Pando seconded it. Motion carried. In the General Fund, the cash balance is \$1,118,000.00. See exhibit W.

ADJOURNMENT

Commissioner Pando made a motion to adjourn, Commissioner Baca seconded it, motion carried.

The next Regular Meeting of the Valencia County Board of County Commission will be held on April 3, 2001 at 10:00 A.M. with Executive Session at 8:30 A.M. in the County Commission Room at the Valencia County Courthouse.

<p>NOTE: All proposals, documents, items, etc., pertaining to items on the agenda of the, March 20, 2001 Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.</p>
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VALENCIA COUNTY BOARD OF COMMISSIONERS

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: April 3, 2001

For an official signed copy of these minutes and attachments see Book 39 Page 500.