

**VALENCIA COUNTY BOARD OF COMMISSIONERS**

**Special Meeting**

**Jail Re-Negotiation Contract**

**Held At Los Lunas Council Chambers**

**June 3, 2002**

**Chairman Aurelio H. Padilla called the Meeting to order at 10:08 A.M.**

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

Tina Gallegos read the agenda for the Special Meeting to review and consider approval of the re-negotiated contract between Valencia County and Cornell Corrections.

**Chairman Padilla asked Commissioner Daves to lead the Pledge of Allegiance.**

Commissioner Daves said at the last meeting he suggested he didn't see the hurry in signing this contract and understands that Cornell has some issues to act on this quickly and those are outweighed by the issues at stake here and we should not take any action today and Commissioner Daves made a motion to table this issue and disband this meeting. Chairman Padilla seconded the motion. Discussion. Commissioner Pando said this has been discussed at length and if this is for political reasons then do so but we owe it to the general public and to our employees to take some form of action or do something. Commissioner Pando said he does not know what the problem is, the Commission has been presented with a contract that makes sense it might not be a perfect document but at least it has a chance to succeed. Chairman Padilla asked the Commission how do they vote? Commissioner Pando voted no. Commissioner Daves voted yes. Commissioner Baca voted no. Commissioner Aguilar said she did not even have a chance to comment. Chairman Padilla gave permission to comment. Commissioner Aguilar said this is an issue of great importance not only to the public but to the County but the reality is that two Commissioners are not even allowing the other three Commissioners, our County Manager or our County Attorney to make the presentation or at least inform us on what they learned and this is unfortunate. Commissioner Aguilar said the information that she has in going forward and what we have here is a liaison affair leadership in this Commission and we can limp along and instead of 32 hours on the employee it is going to be more drastic to where we may not have any jobs for our employees and that is the bottom line. There was a lot of time and effort that was put into this presentation that she was reading and how unfortunate that the public and as a Commissioner was not given the opportunity to listen to what that is. Commissioner Aguilar said for that reason she cannot vote to support this motion so she voted no. Commissioner Pando voted no. Commissioner Baca voted no. Commissioner Daves voted yes. Commissioner Aguilar voted no. Chairman Padilla stated the motion carries and this meeting will continue. Poll of the vote 3-1.

County Manager, James Fernandez said the Commission has two documents. The first document is a four-page summary on which the committee looked at in going over in whether terminating or re-negotiating this contract. It is in summary form and the Commission and the public will have some idea of what items were considered before going into re-negotiation of this contract. The committee looked into both aspects re-negotiating or termination and the recommendation of the jail committee was to re-negotiate and looked at the cost stages that might be generated by re-negotiation of this contract as well as revenue possibilities. The specific items that are in the draft document are red lined to show the Commission what the original contract looked like and any changes that have been made or proposed to be made to it. Commissioner Aguilar asked Mr. Fernandez to go over with the Commission the changes to the contract. Commissioner Daves asked a question to Mr. Fernandez what was the basis on housing excess prisoners, what formula was used? Mr. Fernandez answered that amount was based on what it is costing the County to house our prisoners right now about \$82.00 per day. Commissioner Daves said that the basis for the \$100,000 is based on some number that is derived from the existing contract divided by 126. Mr. Fernandez said it is figured at \$45.00 per day. Commissioner Daves said this was a cost element that was not provided for in this contract. It was a contingency this contract didn't provide. Commissioner Daves said this Commission needs to be very careful with Cornell in deciding out of the goodness of Cornell's heart they are keeping

these prisoners and could farm them out at \$45.00 and the County is paying them \$45.00 and am not sure if we are winning and would like to know what the actual incremental cost to Cornell are. Commissioner Daves said it should be much less than \$100,000 and Cornell has just put a flat rate of \$45.00. Commissioner Daves would like Cornell to do is to just not talk about you have extra this or extra that but to document what your additional costs are and for the County to look at that documentation and use that as to see how much is actually being forgiven. Commissioner Daves said he doesn't think in this contract that we ought to take carte blanche that we owe Cornell \$100,000 without knowing that there have been incurred costs in that amount. Mr. Barreras said we could document those costs and what we have been trying to do is work towards setting something in the contract to better deal with those costs as they come up in the future.

At this point, County Attorney, Tom Garde went over the contract with the Commission as to what the specific changes are. Mr. Garde read aloud the contract agreement page by page stipulating only the modified changes to the Commission. There was discussion on the CPI increases as in a previous meeting the Commission had voted against any increases. Commission also discussed the portion in the agreement on electronic monitoring which Cornell will manage and the service will be charged directly to the inmates at no expense to the County. The program shall maintain levels one through three as directed by the appropriate court. Chairman Padilla asked Mr. Garde as to 3.3 Cancellation section of the contract why wasn't this modification entered into the original contract which reads – "The County may terminate this agreement without penalty or cause two years from July 15, 2002 upon a ninety day notice to Cornell. The parties may mutually agree to an additional one-year extension of the Management Agreement within six months expiration of the agreement subject to applicable state and federal regulations and law". Mr. Garde said he had not received the information until February 28, 2001 from Counsel of Mortgage Finance, which set out the IRS regulation that provides termination without cause after the two-year term. This agreement was reviewed by DFA and by the Attorney General's Office and was brought to his attention by the Finance Authority that there was cause and until after four months after signing the final contract Mr. Garde stated he received this information with regard to the IRS restriction. Chairman Padilla asked this hasn't had any major impact on the existing contract the fact that it was not inserted in the original contract? Mr. Garde stated the difficulties that we had is that Mortgage Finance was not a party to this document. The parties to this document were the County, Cornell, DFA and the Attorney General's Office. Commissioner Daves said this recent discovery that this Commission did have authority to terminate without cause after two years and did not know about it until three or four days ago and now asked Mr. Garde had we known about this perhaps since after four months after the contract was signed – is this correct? Mr. Garde said he had received the IRS regulation on February 28, 2001. Commissioner Daves asked Mr. Garde did you read the regulation and know that we had the authority to terminate within two years? Mr. Garde said the fact that all parties had already signed the contract and assumed we were bound by the contract we agreed to. Commissioner Daves said you assumed that but he did not know about those two years and might make another assumption that the language in the contract saying that you can terminate for failure to appropriate means what it says. Commissioner Daves said he was not certain of that and mentioned to Mr. Garde that they had discussed this and thinks that coupled with the fact the contract could be terminated within two years according to IRS regulations might support that proposition just by habit stance. Is that why we are able to terminate that extension within two years because now that is the economics? Mr. Garde said the County would not agree to any other extension that would not comply with IRS. Commissioner Daves asked what are the thought out opinions from DFA and the Attorney General's Office with regard to this issue. Mr. Garde said he had not approached DFA or the Attorney General's Office. Commissioner Daves said this information lends more to the fact that we should terminate this contract and not act on it today. Chairman Padilla asked Mr. Fernandez his recommendation on this issue. Mr. Fernandez said he believes he has already explained the situation and the recommendation of the jail committee is to re-negotiate this contract.

Commissioner Pando said he would like to hear from the public on this issue. Chairman Padilla opened the floor up for comment from the public at this time.

### **Public Requests**

Anne Phillips, Treasurer's Office employee asked if this Commission has so many questions about this re-negotiation why do you want to vote today, why can't the decision wait two or three more days until everyone has had a chance to ask all of their questions, there might be someone else from the public that has questions, the employees can't even ask questions because we have to stay at work. Ms. Phillips said this was her fourth day off and she was not at work and asking again what is the hurry and why can't it wait and why is it so important? Just put the vote off for a week until you have had all your questions answered. Is that too much to ask? Ms. Phillips said she didn't think so. If you say you vote your conscience then let your conscience be your guide. Commissioner Aguilar said she had a question for Ms. Philips. What are your questions? Ms. Phillips said excuse me, Commissioner Aguilar, I have heard your double talk before and will say again, why are you in such a hurry? Commissioner Aguilar said you started off in saying you had questions and wait for those answers and am asking what are your questions? Ms. Phillips said she had just told Commissioner Aguilar what her questions are and again why are you in such a hurry to sign this re-negotiation contract when you all have questions about the contract and at the very beginning of the meeting you even stated that you hadn't even had a chance to look at this information yet. Ms. Phillips said you did say those words. Commissioner Aguilar asked if she had made that comment at the beginning of the meeting and was told that if she wanted to know word for word the recorded tape would have to be rewound. Ms. Phillips said she has watched Commissioner Aguilar in interviews and at meetings and has a tendency to avoid issues by being confrontational, by being aggressive but never give a true answer to a question but that is her opinion and she is entitled to it and she is a taxpayer. Ms.

Phillips said she works for the County and wants answers to her questions as to why all of this is going on? Commissioner Aguilar said she will answer and go back when Commission Daves first took office she wanted a workshop and wanted to look at the jail issue and at that time Commissioner Daves didn't want to have it. It was in August of last year that she brought up this issue again and wanted to review the contract but no support from the Commission. And it was Commissioner Daves that did not want to do it. Commissioner Aguilar said let me mention to you that you are only dealing with one contract and in order to really understand the full financial crises you have to look at the total impact on this County and we would have to go back as to why we spent \$364,000 that the Highway Department gave us on something else and then it had to be put back into the kitty and it wasn't there in the general fund so then what we did was borrow on a special fund. There were so many other expenditures that went on and on and on so if anyone were to think that it is just the jail – no – look you have not even mentioned juvenile detention we were at \$374,000 about two and a half years ago now we are at \$594,000 last year look at it all. Commissioner Aguilar said in answering your question there is a petition to impanel a grand jury to look at all of the County's expenditures and who was responsible, who was part of the budget making decisions, who was part of the administration at that time and also look at the cost and think that with me in answer to your question Commissioner Aguilar said she whole heartily supported that petition and it should go forth then everyone will have his or her answer not only on the jail but also on everything. Ms. Phillips said she understood what Commissioner Aguilar was saying but you seem to assume that she is here just because of the jail and the jail is a problem and she is very aware of the overspending that has gone on by Commissioners of Valencia County for a very long time. That is the whole point we are here to say okay now is the time to stop and take a look and like Commissioner Aguilar said have an investigation find out who paid and who asked for more money and who insisted on more money to be spent but right now you are talking about a very large chunk of funds to be spent without further discussion. Let the people know, let your point be known but let the people know. Commissioner Baca said she did not have a problem in waiting two, three or four days but asked Mr. Fernandez if this item was tabled what impact would it have on the budget. Mr. Fernandez said to the Commission you have been made aware that we have received an extension through June 14<sup>th</sup> if we to were table this item we would most likely have to ask for an extension. Ms. Phillips asked is it possible to ask for an extension? Mr. Fernandez answered the extension that we have been given was reluctantly given for two weeks and all budgets are supposed to be submitted and approved by Department of Finance Administration by June 30<sup>th</sup>. Commissioner Aguilar asked Mr. Fernandez if this matter were to be tabled to just let the contract end and during that time there is an opportunity to go out for RFP or whatever would you have a number to put in the budget? Mr. Fernandez said we basically have to keep status quo and again by doing that the estimated amount that would be available to be put into the budget would leave you with a cash balance that would be non-acceptable to DFA. Mr. Fernandez said we could bring this budget forward to this board whether or not it would be approved again Mr. Fernandez said if you were to submit a budget that doesn't have any type of reduction cost or any revenue attached to it you would have it returned to you and the DFA would say then you need to cut the budget. Commissioner Aguilar said so we may be able to have the answers by then. Mr. Fernandez said then with that in mind Commissioners you would need to start looking into making additional cuts so that we can proceed and given a status quo budget and it is highly unlikely that that would be approved by DFA. Commissioner Aguilar said based on the information that has been provided for us she would like to hear more from the public but would also like a recommendation from our Chairman as to how he feels this Commission should proceed. Commissioner Daves said he would like to say a few things what he calls a point of personal privilege, Commissioner Aguilar mentioned a couple of things and her memory is better than his and said what he remembered very clearly his first budget year where he learned not as much as he should have but certainly that we had budget problems our County Manager scheduled a budget workshop probably a little later that he would have liked but he did his best because it was going to be up in the Taos area and didn't want to go because it was inconvenient time wise and distant wise but did reluctantly agree to go on that workshop and remembered quite clearly that Commissioner Pando was going to go on that workshop and remembered quite clearly that none of the other three Commissioners could go to that workshop. Commissioner Daves said he remembered they had a budget workshop a couple of weeks later on the north side of Albuquerque and so Commissioner Aguilar's memory is better than it should be in some cases in regard to looking at the contract and Commissioner Daves said he does have a big mouth and says some things he can't remember a few sentences back but in no subsisted way did he ever take a position that dominated this Commission in keeping them from doing something that had the effect of not looking at the Cornell contract. Commissioner Daves said he did not have the power to intimidate our former chair but has the power to comment on statements of our former chair and just did that. Commissioner Daves said thanks for listening.

Lillie McNabb from the floor wanted to comment said she thinks this issue has gotten beat so bad it is unbelievable and feels that personalities are getting involved and needs to be eliminated and also this County owes all not just partial constituents whether it is employees or residents of this County. Ms. McNabb wanted to know how soon can we bring our employees back up to 40 hour work week and that is the whole point in a nutshell we definitely need to bring these people back on as soon as possible and do not understand that in delaying this issue is going to accomplish this. These employees need to be brought back on what you folks were elected to do for the benefit of the whole of this County not party or personalities and need to take a stand and vote your conscience and feel that postponing it its going to get more personalities involved and need to something. Ms. McNabb thanked the Commission for listening.

Charles Eaton, County resident and County employee said he felt when this Committee was put in place and it wasn't one sided on the jail issue but we need to stop and think of where we are headed

and thinks that Valencia County is going to get the best for its dollar. This jail issue has had two committees so what happened to the findings of the first committee and has it been revealed who is on that committee. Commissioner Pando interrupted Mr. Eaton and said it was suggestion of the first committee that a second committee be appointed to negotiate with Cornell. On the committee it was himself, Commissioner Aguilar, and Commissioner Pando said he had asked Chairman Padilla several times to serve on this committee and he did not want to and someone from the audience hollered probably because he didn't take any money from Cornell and Commissioner Pando answered probably so but anyway the other ones serving were Jack Daley, Lester Nixon, County Manager, James Fernandez, and County Attorney Tom Garde. Mr. Eaton said he had another question and maybe this question can be referred to the County Attorney is it in fact known that whether it be a school board member, county commissioner, city council member cannot fine future county commissioners beyond their term unless it is 80% of the vote and is that the reason this meeting is held today because there is four votes that are affirmative and tomorrow being election day there won't be four affirmative votes. Commissioner Pando said he was informed of this meeting last week and said he would be here and if this turns into a political machine Commissioner Pando said he would vote to table until after the election and whether he sits up here or not he still has six months in office and nobody here whether it be you Mr. Eaton or anyone in this audience is going to buy my vote or influence the way he thinks. Mr. Eaton said Commissioner Aguilar has always been a proponent in always saying to let the people know what is going on and have a open door policy and that is what the people are asking here today and let us know what is going on before you act on something that maybe Tuesday if this meeting is held and two of the County Commissioners here that are running get re-elected the four affirmative votes are not going to be there. Mr. Eaton thanked the Commission.

Gladys Sanchez, employee with Cornell for two months but her family has been county residents all their life and wants to speak not only as a Cornell employee but also as a concerned resident of Valencia County. Prior to coming to Cornell Ms. Sanchez said she worked for the State Department of Corrections for sixteen years as a Warrant Executive Assistant for the last thirteen years and was responsible for monitoring, entering boarding compliances state and federal regulations the federal court order mandates and ACA standards. Ms. Sanchez said she was the accreditation manager for the three Los Lunas facilities and during that time lead those three facilities in there last three accreditation audit successfully and was also appointed by the State Department of Corrections to the central office auditing and spent time monitoring and auditing the private prison contracts with CCA and Grants, Hobbs and Santa Rosa. Ms. Sanchez said with this she does know a little about corrections and about monitoring private contracts and making sure you are getting a bang for your buck as far as the contract is concerned. Ms. Sanchez said when she worked for the State every eighth week she was assigned the duty officer at the prison in Los Lunas and on two of those occasions had to respond to your county jail with a certified team from Centro and remembered Mr. Eaton was there one of those nights and at the time he was County Commissioner but what Ms. Sanchez said she was getting at is that the prisoners hadn't had any hot water in twenty-days and families of the prisoners were bringing supplies for the inmates. Those are some of the problems that existed before you got a jail company in here to run your jail and we do not need to go back to that. Those are the conditions that lead Valencia County into the Federal Courts and you have experts here to evaluate your jail and its operation and the recommendations and the reports say that Cornell meets all the requirements and in many areas exceeds operating standards. Ms. Sanchez said she hopes this Commission isn't going to take us back in time but is ready and determined to move Valencia County and its citizens forward. Ms. Sanchez said thank you.

Commissioner Daves asked how long have you been with Cornell Ms. Sanchez? Ms. Sanchez answered two months. Commissioner Daves asked who preceded you? Ms. Sanchez answered she did not know. Commissioner Daves said Ms. Sanchez mentioned that Cornell was in full compliance within its standards but you didn't say this but needs six months over and above the existing contract to get the accreditation and what is the reason for that and you are the compliance officer. Ms. Sanchez said she was the compliance monitor the overpopulation issues affect a lot of standards and if we fail the overpopulation issues we fail all of the standards that impact on overpopulation some of those being environmental standards that affect the quality of life of the institution and in order to achieve the population has to come down to meet the audit or manage the population in electronic monitoring and be able to comply with this audit.

Gary Hall, Sheriff's Office, said by approving this contract will the quality of life for your employees get better and when will they go back to 40 hours, tomorrow, two months, six months down the road, what day can you tell your employees they can get back to 40 hour work week if you approve this contract. It is no doubt that Cornell has done a good job in taking care of the inmates, we have taken care of their quality of life, let's take care of the County employees quality of life and get them back to work. By approving this contract does the eighth of a cent gross receipts tax that was passed back in September become effective to where we can use it or is it going to be implemented into the department or is it going to Cornell and have not been able to find out whether it is or isn't so Mr. Hall said he was coming straight to the source. Commissioner Pando said that is everybody's concern and he has asked that question and in fact DFA said we should put that money into the general fund. Commissioner Pando said that monies are supposed to be used for those departments it was intended to be used for. Commissioner Pando said as far as he understood it would take 90 to 120 days for the implementation process to take place before the County saw any revenues. Commissioner Pando said we have to renew this contract for two years and nothing is going to happen so then what are we doing here. Mr. Hall said quality of life for the employees is better than the quality of life for the inmates because your employees are doing more for you than those inmates.

Chairman Padilla called on Mr. Fernandez to answer Mr. Hall's questions. Mr. Fernandez said that his first comment to Mr. Hall is none of the one-eighth monies is being utilized in going towards the jail and doesn't know where that came from because he was never asked that and secondly his comments were it would take a minimum of the electronic monitoring to stabilize and that revenue contracts would be looked at and revenue would be generated and Mr. Fernandez said he wished he had a crystal ball and could give a specific date and cannot tell that but we are taking a conservative look at what revenues are coming in. Mr. Fernandez said he doesn't want to mislead anyone because he is doing the best he can with the information that is given to him. Mr. Fernandez said this Commission looked at the budget and was given options that included greater cuts than actually took place. So again if we do nothing then Commissioners tell me where do you want me to cut. Commissioner Daves said we need projected revenues and said he would tell the employees, the public and Cornell that my best guess by digging deeply into the budget situation is that we are not there with a balanced budget and with this amended contract we are still not there. Commissioner Daves said he was given a look at the budget back in November to put the employees on 40 hours for this coming fiscal year we had a million dollar deficit and by putting the employees on 32 hours and don't know how much that has saved but still it is a limping budget. Commissioner Daves said when he became a Commissioner in 1991 the manager told him about May that we were broke and at that time put our employees on 32 hours and we didn't have an embedded deficit we just didn't have any money and now we have both. Commissioner Daves said we need to have various scenarios presented optimistic on what this extension might give us and pessimistic and without it and none of them but the most optimistic in getting us out of the hole and it doesn't get us out of the hole very quickly. We would have a cash balance but would not be able to accumulate any cash balance and the County has to be able to enter a fiscal year with money to cover the dry months and the County right now is in a horrible financial situation and the best he could see is a re-negotiation contract that would save us a million dollars, RFP but would still take us a while to get out of. But Commissioner Daves said he probably doesn't know what he's talking about but does know it is not ninety days or three months from now or six months from now to get our employees back on track and probably is not the eighteen months the county Manager first said because he doesn't think the monies gets there and on this contract extension doesn't get there. It stops a fourth of the bleeding. Commissioner Pando said we have saved putting our employees on 32 hours but now there is an insurance cost that went up so it wiped out any savings. And if the vote is out there to go out for RFP so be it and somebody wants to come in and run our jail for a million dollars that would be great but doesn't believe that is going to happen. Commissioner Pando said he has been accused of doing all of this nasty stuff and if they want to wait until tomorrow when the election takes place win, lose or draw he is still a County Commissioner and has a vote on this Commission for the next six months and if he wins he will have the next four years so it really doesn't matter. Commissioner Aguilar had a question for Mr. Fernandez what if there was a motion in place just to let the contract run out in twelve months and allow these two Commissioners the opportunity to go RFP or whatever and that amount would be placed in the budget and we know the facts. Mr. Fernandez said he has already mentioned status quo the cash balance would not be sufficient to operate and very doubtful that DFA would be approved.

James Purdy said he has been around for about nine years and said he very much approves on how Commissioner Daves speaks up and appreciates that. Mr. Purdy said he doesn't feel the Commissioners have any compassion because of this jail issue.

Mr. Ventura Salas, Sheriff's Office, asked Mr. Fernandez a question on the gross receipts tax and feels the Sheriff's Office gets the worse end of the deal. Mr. Salas has a great concern that the Sheriff's Office has to deal with maintenance of vehicles that are needed on a twenty-four basis. Mr. Fernandez explained the budget procedure for the 1/8 percent gross receipts tax on how it is disbursed.

Lawrence Barreras said this contract has been discussed for a number of months and for the people's knowledge not just the past two weeks. Mr. Barreras discussed again the savings to the County that the Committees have discussed for a long, long time.

Bill Brown, resident of Valencia County has been interested and concerned about the county and is reminded from the visit from DFA after reviewing the cuts that were made. Mr. Brown said as long as nothing is done your employees will stay on 32-hour workweek forever. Mr. Brown said he has made his living as a budget person for many years and in seeing this situation he doesn't see the Commission getting the employees back for another five years. Mr. Brown said this is his reality in dealing with the budget process. Mr. Brown said you can't cut your quality level of the contract with the jail.

Clara Rehr, San Clemente said the accreditation is recommended not required according to Jack Daley. Can we aim for minimum standards? Commissioner Pando said yes it is required. Chairman Padilla asked Mr. Garde to answer this question. Mr. Garde said that Mr. Daley recommended accreditation within the next six months.

Commissioner Daves said again he wants to get into a competitive bid for the jail but that is his view and made a motion to defer action on this proposed agreement until the second regular meeting of this month until we get a quote from somebody and would recommend it be MTC to see what running a holding and booking facility for the jail in the context of general transport of prisoners to Gallup. Commissioner Aguilar stated to Mr. Garde there is a motion on the table and have not heard a second but would that in essence give Cornell notice of termination. Mr. Garde said that would not be sufficient to the contract. Commissioner Aguilar said then RFP's could go out and still continue

with Cornell. Mr. Garde said under the terms of the agreement with Cornell it would have to be written notice. Commissioner Aguilar said to clarify it because Mr. Garde said if you are giving them ninety-day notice but then before Mr. Garde said it doesn't terminate the contract and they have one year to go. Mr. Garde said under the contract any change of the circumstance of the contract requires ninety day written notice. Commissioner Aguilar said then does this trigger litigation with Cornell. Mr. Garde said the potential is there. Commissioner Daves said he wanted to clarify his motion that he wants a fact not make a decision or an offer that could accept or be rejected and not a decision to terminate the contract. Commissioner Aguilar said we have come full circle should the County operate the jail or seek RFP's from another private contractor either of these actions would require termination and result in the following consequences so we are back to square one. Chairman Padilla reminded the Commission there is a motion on the table. Motion died for a lack of a second. Chairman Padilla wanted to comment and we have discussed this situation over and over and there is a sense of urgency here we need to prepare a budget to see where we stand we know we are in a terrible financial situation and would like to have seen a better proposal from Cornell. Chairman Padilla said he would like to see our employees get back to work but we have to be focused.

Commissioner Pando made a motion for approval of this contract subject to DFA and the Attorney General's approval and some minor points need to be addressed and we do have a financial problem with our employees and let's go forward. Commissioner Aguilar seconded the motion. Discussion. Commissioner Daves said it is a rush judgment and we have failed to develop facts and regret this is approved and will vote no. Chairman Padilla took a poll of the vote. Commissioner Pando voted yes. Commissioner Daves voted no. Commissioner Baca voted yes. Commissioner Aguilar voted yes. Motion carried. 3-1.

The next Regular Meeting of the Valencia County Board of County Commission will be held on June 10, 2002 at 9:00 AM Executive Session, 10:00 AM Regular Session in the County Commission Room at the Valencia County Courthouse.

#### Adjournment

Commissioner Pando made a motion to adjourn. Seconded by Commissioner Baca. Motion carried. 4-0 Time being 12:45 PM

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

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

**ss/  
GARY DAVES, VICE-CHAIRMAN**

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

**ss/  
ALICIA AGUILAR, MEMBER**

**ss/  
HELEN BACA, MEMBER**

**ATTEST: ss/**

**TINA GALLEGOS, COUNTY CLERK**

**DATE: July 16, 2002**