

VALENCIA COUNTY BOARD OF COMMISSIONERS

Special Meeting

January 27, 2003

Chairman Gary Daves called the Meeting to order at 8:40 A.M.

PRESENT	ABSENT
Gary Daves, Chairman	
Paul Edward Trujillo, Vice-Chairman	
Aurelio H. Padilla, Member	
Alicia Aguilar, Member	
Mary J. Andersen, Member	
James Fernandez, County Manager	
Thomas Garde, County Attorney	
Tina Gallegos, County Clerk	
Press and Public	

Chairman Gary Daves called the Meeting to order at 8:40 A.M. Tina Gallegos, County Clerk read the agenda for executive session for the Special Meeting of January 27, 2003.

Chairman Daves led the Pledge of Allegiance.

Approval of Agenda

Commissioner Andersen made a motion for approval of the agenda as read. Seconded by Commissioner Padilla. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0.

Executive Session

Commissioner Trujillo made a motion to enter into executive session. Seconded by Commissioner Padilla. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0.

Pending Litigation

Michael McCartney vs. Valencia County of Valencia

Commissioner Trujillo made a motion to enter into Regular Session. Seconded by Commissioner Padilla. Discussion. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 3-0

Commissioner Aguilar was not present for Regular Session.

Henry Narvaz reported that during executive session pursuant to the Open Meetings Act as to what was discussed. Litigation matters pertaining to Michael McCartney and no action was taken in executive session. Mr. Narvaz did report to the Commission that he had a discussion with Federal Magistrate Judge Richard Puglisi regarding a settlement conference scheduled for tomorrow, January 28, 2003 at 1:00 PM at the Federal Courthouse in Albuquerque. Mr. Narvaz stated that the Judge did advise him that pursuant to the order that he has entered into the federal court case he would allow one County Commissioner to be present at the mediation tomorrow subject to the condition that the County Commissioner would have access to remaining Commissioners via telephone. Mr. Narvaz stated again that during executive session no action was taken and only pending litigation matters was discussed.

Chairman Daves asked for a motion to ratify as to what was discussed in executive session. Commissioner Padilla made a motion to ratify the report given by Mr. Narvaz as to what was discussed in executive session. Seconded by Commissioner Trujillo. Discussion. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 3-0.

Commissioner Andersen asked which Commissioner would be attending the conference. Mr. Narvaz stated that Commissioner Andersen would accompany him to the Association of Counties so she would go with him to the mediation. Also Mr. Fernandez would attend, as he is required to be there by court order.

Chairman Daves said for the record Commissioner Aguilar left the closed session before its termination and was not present before executive session was moved into Regular session.

The next Regular Meeting of the Valencia County Board of County Commission will be held on February 4, 2003 at 9:00 AM Executive Session and 10:00 AM Regular Session in the County Commission Room at the Valencia County Courthouse.

Adjournment

Commissioner Padilla made a motion to adjourn. Seconded by Commissioner Trujillo. Discussion. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 3-0. Time being 10:35 AM.

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.

VALENCIA COUNTY BOARD OF COMMISSIONERS

GARY DAVES, CHAIRMAN

**ss/
PAUL EDWARD TRUJILLO, VICE-CHAIRMAN**

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

**ss/
ALICIA AGUILAR, MEMBER**

**ss/
MARY J. ANDERSEN, MEMBER**

ATTEST: ss/

TINA GALLEGOS, COUNTY CLERK

DATE: February 4, 2003