

VALENCIA COUNTY BOARD OF COMMISSIONERS

Regular Meeting

April 15, 2003

Chairman Gary Daves called the Meeting to order at 5:05 P.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 5:05 PM. County Clerk Tina Gallegos read the agenda for Executive Session. Chair Daves asked if it was appropriate to discuss items that were under litigation and probably more than Curfman Road would be discussed. He also wanted to discuss where they were at with the Animal Control Officer under Personal Matters.

Executive Session

Motion to go into Executive Session was made by Vice-Chair Trujillo. Commissioner Andersen seconded it. Motion carried. 4-0

Chairman Daves asked for a motion to return to regular meeting. Motion was made by Vice-Chair Trujillo. Commissioner Aguilar seconded it. Motion carried. 4-0

Carol Anaya reported that the following items were discussed: New hires pending pre-employment physical and drug test for Mildred A. VanTheemsche Medical Van driver/Respite care for Older American Program; Temporary hire for Johnny Piaz, Assessor’s office; Military deployment of James Purdy, Sheriff’s Department; Voluntary resignation of Ralph Izard, effective 4-4-03, Sheriff’s department; Promotion to Sergeant for Rodney Jones, Sheriff Department, as per budget approval; New assignment for David Carr, Lieutenant, Criminal Investigation Division Commander, Sheriff Department; Gary Hall, Lieutenant, Field Services Division Commander; Laura Alley, Sergeant, Administer Division Commander; James Purdy, Sergeant, Field Services Division; Certificate from Department of Public Safety for training on First Line Supervisor for Carole Row and Certificate from Department of Public Safety for NCIC User Update for Carole Row.

County Manager reported that the Business Manager position was discussed. Also the Board was made aware of litigation of a Sheriff department employee and no action was taken. Mr. Fernandez also stated that staff was given direction on advertising the position of the Animal Control Director

Commissioner Padilla made a motion to hire Edward Archuleta as Business Manager. He stated that this issue had been discussed for the past three months and with the new budget coming up there was dire need for not only the budget but for other business. Vice-Chair Trujillo seconded it. Chair Daves asked for discussion. Commissioner Aguilar stated that they had been provided with a copy of two different job descriptions and that it would serve as a guide for the County Manager and she would like to make sure that it was in consensus and that the public knows that they did look at the job description and responsibility of what the Business Manager would be doing.

Attorney Tom Garde stated that this was an exempt position and this person was hired in service at the will of the Commission.

Commissioner Andersen said that it was her hope (and she thought that when they had discussed this position in executive session), that there was at least a little bit of agreement that the job description would be reviewed, the position would be posted and advertised, that they would accept the applications, they would screen and then hire from that. Unfortunately this did not seem to be the commission’s desire. She found it impossible to support the action and did not, in any way mean, that she did not support Mr. Archuleta and she sincerely hoped that he would be the most qualified for the position. She would have preferred to see him win this office by a virtue of his qualifications openly discussed, but it did not seem to be the way the Commission wished to perform this action. She found it difficult to believe that none of the commissioners ever ran without promising changes and yet when they had the opportunity to do that, they didn’t make changes. She did not support this motion.

Chair Daves said that he wished that they had settled upon a job description and advertised the position and interviewed applicants and hired from that, and he thought that there would be a good chance that Mr. Archuleta would have been the cream in the applicant process, but the Commission

had a majority for a decision. He then called for a vote by roll. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted no.

Mr. Archuleta, by a vote of 3-1, was hired as a Business Manager, subject to his agreeing to terms that would allow it to happen.

Commissioner Andersen said that this action was taken without any discussion of salary from Mr. Archuleta. She said there was never, ever a salary mentioned and at this point she asked who would make this decision.

Chair Daves asked Mr. Fernandez to respond to that. Mr. Fernandez said that since they were talking about the job description and requirements, one of those is the salary range and the Board would determine this. Chair Daves asked if he was suggesting that if they settled on a salary range, would that give him discretion to hire? Mr. Fernandez replied that normally the job description would have a salary range. Chair Daves then asked if he proposed that whatever offer might be agreed upon, would he then come before the commission for approval of that? Mr. Fernandez then said that since they would be establishing those limits and as long as the limits were followed then it would not be necessary to come back.

Chair Daves said there had been a vote to hire Edward Archuleta as the Business Manager for Valencia County subject to salary and his acceptance to the job.

County Attorney Tom Garde reported that in regards to litigation discussed in executive session, the status of Peoples Energy in District Court, no action was taken. They discussed direction in regards to an easement issue on Curfman Road and last discussed was the issue of Steven Romero and Antonio Garcia in District Court, involving a potential Subdivision action and notice was given to this commission. No action was taken on this item.

Vice-Chair Trujillo made a motion to accept reports. Commissioner Padilla seconded it. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0

Pledge of Allegiance..... Led by Judge John Pope

Approval of Agenda

County Clerk Tina Gallegos read the Agenda for the Meeting. Ruben Chavez asked to delete Item F due to the fact that Mr. Martinez was not able to attend the meeting.

Vice-Chair Trujillo moved to accept the Agenda. Commissioner Aguilar seconded it. Commissioner Aguilar voted yes. Commission Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0

Approval of Minutes

Commissioner Aguilar moved to approve the Minutes of 3-18-03 and 4-1-03. Commissioner Padilla seconded it. There was no discussion. Commissioner Aguilar voted yes. Commissioner Padilla voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes.

Motion carried. 4-0

Public Requests

Chair Daves asked if anyone from the audience wished to speak on the Power Plant issue, that they give their names at this time. He would not be vigorous about the two-minute limit, but they should try to keep it at that so that others, on other subject could have their time. He also informed them that there would be not action taken on that subject at this time.

Those that spoke against it were: William Dean, Sonny Sanchez, Gloria Sanchez, Matthew Baca, Larry Alba, Ramon Baca, Ken Wright, Toby Lyon, Dave Crawford, Clara Rher and Amy Welch. Ms. Rher also wanted to be put on the agenda and she understood it had to be by a majority of the Commission.

Mr. Placido Garcia was in support of the plant, saying it would bring in jobs.

At this time Commissioner Aguilar wanted to say that she had received numerous calls on this issue. And every call seemed to end up on the focus that they as commissioner had a responsibility to listen to the citizens and the fact that they had information to provide the commission and they had not been afforded that opportunity. Her understanding was that what was brought before them at the start of this, was the sight design review. They never as a commission reviewed all of the issue as far as the map and the ordinance, and the interpretation as far as what was on the ordinance and map. She felt that they owed it to the citizens to listen and accept the data and go forth with that.

Commissioner Trujillo wanted the commission to hear this at a special meeting as soon as possible. He had some thoughts on the subject and would rather express them at a special meeting.

Commissioner Padilla also felt that the citizens needed to be listened to.

Chair Daves said that the law bound the commission, but on the other hand, Judge Sanchez had determined that the county was wrong with regard to the zoning of the property. He has concerns with regards to what discretion the commission has as far as action. Not so much as having the special

meeting, but action that might be a product of special meeting. Given those facts and having an appeal being taken on a decision, tells the commission that they made a mistake, and that certainly to the extent that it is upheld, they were back to where the public had much more ability to impact in any decision then they had the first time. Chair asked Commissioner Trujillo if he saw any action being taken in this special meeting that he was requesting? Commissioner Trujillo stated yes.

Given those comments, Attorney Tom Garde said that the information he had received from People's Energy was that they intended to appeal both decisions issued by District Court, the issue on the presentation of the maps to the County Commission and the second issue as to whether or not the county legally had the authority to have a power plant placed within the county and our existing ordinance. Both issues are being appealed to the District Court. He wasn't sure that if the commission wanted to appeal to the Court of Appeals. Once the appeal was made they could have a public hearing, but whether or not a decision could be made while the matter was pending, he didn't know.

Chair Daves asked if People's Energy had given any kind of notice to the Court of Appeals of an appeal? Mr. Garde answered that they had received notice from their attorney that they intended to appeal. Whether they had or not, as of now, he did not know.

Commissioner Trujillo asked Mr. Garde if Mr. Alba had named People's Energy as Respondent? Mr., Garde answered that People's Energy was joined as an intervene in this case and that the county was named as Respondent. Commissioner Trujillo felt that the county had a role to play in determent where they go from here, and he didn't think it should be on the outcome of the appeal. Hearing this matter is something perfectly within the discretion of the commission.

Commissioner Aguilar agreed with Commissioner Trujillo in that it was her understanding that Mr. Alba sued the Board of County Commissioners. It went to District Court and they had remanded it to the commission. The commission is not appealing that. If People's Energy decided to make a decision, why couldn't the commission have a public hearing and if they are not within the legal rights, then there is legal action that can be taken to bar them from having the meeting. She said that they did have a responsibility to listen to the people and accept all the data. People's Energy would be invited to the hearing so that it would not be one-sided. Commissioner Padilla agreed.

The date for the Special Meeting was set for April 29, 2003 at 6:00PM and instructed staff to do the necessary publications.

Going on with public requests, Mr. Dave Crawford had two requests for information. One was on the laws as they were written, on foundation for trailers Chair Daves said this subject was addressed on the agenda. The other request he had, and it was already brought to the attention of Planning & Zoning, was on land registered as farmland, but was full of junk cars and bad fences. He had not heard anything on it.

Mr. Toby Lyons had issues with continuing problem from two years on threats to their lives by the Martinez clan. This has been reported to the Attorney General's office as well as the District Attorney's office and the Valencia County Sheriff's office. They all had reports. This property is being used for heavy industries, storage of concrete, scrap vehicles, all things that don't belong on farm environment. They would like the county to take it to the District Court, if they can't get the right results in Magistrate Court.

Dottie Hoffman noticed that the county filled position without bidding for jobs, without publishing requirements for jobs. A good responsible business does not fill jobs other than go for the best qualified. She said the county could not afford to do this and in talking to several successful business people in Valencia County, there were many that were unhappy about how the county was spending our money. When working with taxpayers money the county had a big responsibility to taxpayers on making that money work as hard and as well as they could and she did not see that happening. She was asking the commissioner to put this on the future agenda and consider writing up whatever paperwork is required for them to consider doing this as the way to do business in this county. Not only were they being unfair to the taxpayers but also to the people they put in the position that may not be able to successfully compete and then they were subject to criticism Valencia County deserves better.

Commissioner Trujillo said the comments were well taken, perhaps not specific enough to where he could address the criticisms, because he did not know which position she felt that they had wasted money on hiring a person for or why it was wasted money. He did differ in her perception that public entities such as the county can work like private businesses. He did not believe that what works well for private corporations could be implemented in a situation that involves democracy. Certain positions, not only on county level but also on state and national level are by appointment.

Chairman Daves thanked Ms. Hoffman for her concerns.

Judge William Sanchez informed the Commission that as of July 1st, they would be getting a new District Judge. As statute states, the County is responsible for providing it. He said he has been requesting this for years and with their district having the highest caseload per judge he wants to work with the commission on how to divide the space.

Ruben Chavez informed the commission that during a meeting with COG he was informed that the ICIP which is usually due October 31st, this year it would be on July 31st. This came from Santa Fe.

So they had from now until July 31st to get their ICIP and the entire Capitol Improvement request in for the year 2004-2008. He would like to schedule a workshop so that all the departments can get together and produce their wish list. He said they needed one meeting followed by a final meeting. He suggested a workshop on 15th –22nd, with a first meeting June 16th and final meeting on July 1st.

Commissioner Aguilar said with them hiring a business manager, this would be one of his roles to coordinate the ICIP with the budget and put it all together so that the goals can be reached.

ACTION ITEMS

GENERAL REQUEST

A) Recognition of Valencia County Commission.....Tom Swistack

Mr. Tom Swistack wanted to thank the Commission for a relation that had been productive in running a regional Juvenile Detention Center. It had been a tri-county partnership and he wanted to present recognition to them. Commissioner Aguilar said she thought that Mr. Swistack was coming to make them aware of the budget and a full report on what was going on with the tri-county Juvenile Detention Center. Mr. James Fernandez said that as of last Wednesday, a proposed budget was given to them and they had some concerns and questions as to items not tying in, which have been resolved. He said he had received a proposed budget, fax to them today, and he would be presenting it to the Board for them to start looking at. Mr. Tom Swistack thanked the Commission again.

B) New District Judge & Repairs to existing facility.....Judge Pope

Judge Pope said they were getting one more judge and one full time domestic violence and child support officer with staff so they needed room for them. They were also getting two clerks upstairs. They had an immediate concern since they had the largest caseload in the state. They really qualified for two and a half judges and were grateful to get one. For an efficient administration justice system to work you had to have staff and a facility. This had been neglected for a long time, although he did appreciate the efforts over the last ten years to keep his building afloat. This had been a temporary building in 1980 and now it was almost 25 years old. Since he handles an average of 50 criminal cases a day and 20 motions a day, it is the most traveled building in the county complex. It can't be patched anymore, and the county manager offered to go out for bids for the roof, but they were looking at \$25,000.00 to 28,000.00 and so he asked him not to do that because it would not be worthwhile. He said jurors get paid \$5.00 an hour and then we expect them to make horrendous decisions and then they sit in a room with no ventilation, and is either overheated or too cold. This is just not fair to our citizens and it doesn't give justice a good name. He said it was the county's liability if something happened to somebody.

Commissioner Aguilar said some of the foundation had already been set. About 4 or 5 years ago they had hired John Friedman to do some sort of a master plan and she hoped that they could get administration to get those plans. She said that statute does say that the county needs to house them, but they need some sort of recommendation from the courts as to computers, telephone and so forth and because there was a July 1st deadline the commission should pull out the plans and meet with the judges. She also agreed and that not only judicial but also administration and the entire county government operation be put in. Commissioner Andersen asked how many people would be housed. Judge Pope said they were starting with 7 new people in July. He said the judgeship comes with a team. He also said they do have a number of judges that travel here. Commissioner Trujillo said they needed to take a look at what they have and proposing a bond issue for specific judicial facilities and was not sure if he agreed in including a county administration in that same facility. This was something they could discuss. He did see a need for a new facility for that purpose. Judge Pope said they just needed something that would be comfortable for the citizens and be efficient.

Chair Daves wanted to focus on the immediate short-term issue of finding some way to deal with the new judge and his staff. He said it needed immediate action. One of the things that was being discussed is that this room become a courtroom and it might be loaned to us. The planning that has already taken place and the other elements they need to go forward with trying to reach some sort of consensus is what is needed. They needed to go forward with that. He hoped that there's immediate cooperation with staff and regular communication with the commission. He said there might need to be some kind of committee or group to assist with what they needed and how they could get there in terms of the bond issue. Commissioner Trujillo proposed that they set a date for a workshop specifically to address a long range planning for a resolution of this issue. Commissioner Aguilar suggested that everyone involved get together and identify the needs and the goals.

PLANNING & ZONING:

C) Findings & Conclusion Amend the Master Plan at Rio Del Oro.....

Ruben Chavez/Tom Garde

Unit 54, Tract B-1

Vice-Chair Trujillo took over the meeting at this time. Tom Garde informed the commission that before they made a decision on the findings in regards to John Freeman's application to amend the master plan, this was a property that was zoned open-space and before them was the findings that were presented to them which goes through a description of ownership of the property to present date. Number 12 on the findings showed that the applicants had incurred expenses by installing a well & septic tank, permanent foundation and having incurred the expense of placing a manufactured home on the property. The other significant portion of the conclusion is number 4, the sale of land & division of land is separate & distinct from the use of

land as set forth in the Valencia County Comprehensive Zoning Ordinance. Last was the decision that the commission granted the application to Mr. Freeman to amend the master plan open space designation to RR. In regards to the other matter that was heard before the commission, the denial of application of Mr. Aragon, it was not on the agenda and would be presented at the next meeting. Commissioner Padilla had a question on number 5 which read that in 1995 lot split includes four parcels of land with a forty-foot road easement and cul-de-sac. He wanted to know if the county allowed those splits. Mr. Garde replied yes. Commissioner Aguilar said regarding the decision, she noticed that he referred to one lot, and just for clarification, did they need to include that the other lots need to remain open-space? Mr. Garde said those pertained to Mr. Aragon and that will address leaving them open-space. Commissioner Aguilar moved to approve the findings and fact. Commissioner Andersen seconded it. Commissioner Aguilar voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 3-0

**D) Final Hearing/Consideration of Valencia County Comprehensive.....
Zoning Amendment (Solid Waste) 99-04.....Ruben Chavez/Tom Garde**

Ruben Chavez said that they had done a lot of revision. On page 84, section 1406.11 Changes of Ownership, there was some discussion as to whether the County Manager or the Board of Commissioner had the right to approve or disapprove the change of ownership and assignment of this agreement. He wanted to know which one they wanted. Commissioner Aguilar felt that the Board of County Commissioners should be the ones to approve or disapprove. Tom Garde said it was.

Chair Daves returned to the meeting.

Commissioner Trujillo asked why the commission would benefit by retaining authority on that particular instance. Commissioner Aguilar said if they go back to when this ordinance was first adapted and there was a lot of concern from the public wanting to know who the haulers were and also there was concern from the local haulers that there wouldn't be someone new coming in and taking over totally without the local haulers being aware. And the public needed to be aware also. Chair Daves, asked Mr. Garde, he thought that the commission had little or no discretion with regard to allowing an assignment. Mr. Garde said that was right. Commissioner Andersen wanted to know why there would be an assignment of an agreement and why wouldn't the county want a new agreement with a new owner? Because there was a fee and they didn't want to charge again.

Commissioner Trujillo moved that the Board of County Commissioner have the right to approve or disapprove an assignment. Commissioner Aguilar seconded it. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0

Chair Daves wanted it on record, that there was an amendment to relieve the County Manager and to leave the County Commission as the language on this section

Mr. Ruben Chavez said there was another issue that Marlene Feuer had brought up and it was the indemnification clause. She said that in talking to all individuals regarding section 1404.06 and providing some alternative language on the indemnification provision, Mr. Garde had done a super job for the county, unfortunately, and in talking to the other haulers, and in all fairness, that the haulers not be held responsible for things that the county employees or county might do, that they have no control over. The other point she made to Mr. Garde was should they leave the current language? Should they have something happen from administration point, it's not like they have only one hauler, to go to, to indemnify you and how you might portion that indemnification over for your haulers, would be administratively difficult if not outlined on how they would do that. Chair Daves asked if she was suggesting if she should to the other haulers? She had only had the opportunity to talk to Mr. Sisson. Mr. Mel Sisson said that he had talked to Marlene and she had said that it leaves them open to the county administration or zoning officers doing something that irritate people and then asking them to be responsible even though they had nothing to do with it. So he was asking for them to change the language to say that if its not their action then they not be responsible. Commissioner Aguilar said the request was reasonable and the language should reflect that. Commissioner Trujillo asked if the language was on page 81. Ms. Feuer said there were two different locations where the current language appears. What was suggesting was duplicated and right now there was some language on Sec.1404.06 and 1419.01. What she was suggesting was that it not be duplicated, just put in one section. The first section that addresses it was in 1404.06, place the substitute language and delete the second sentence of the second paragraph in Section 1419.01. Tom Garde said it was language that was acceptable. Commissioner Aguilar moved to approve the amendment with the sentence. Chair Daves wanted to make clear what was agreed on. 1404.06 should stay with a recommended of the following sentence, "This Indemnity and hold harmless shall exclude liability to the extense such liability arises as a result of any negligence actions or emissions or willful misconduct of the county or its employees." To continue the motion would be to delete the second sentence of 1419.01 and in lieu of that sentence, refer to indemnification shall be as per the terms of 1404.06. Chair Daves asked Commissioner Aguilar if that correctly stated her motion. Commissioner Aguilar said it did. Commissioner Trujillo seconded it. The motion was to delete the second sentence of 1419.01 and in its place be; "the contractor shall indemnify the county consistent with the terms 1404.06".

Chair Daves called for a vote. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0

Commissioner Daves asked Mr. Ruben Chavez if there was anything else. Mr. Chavez answered that those were the only two that had not been discussed. If there were no more comments, he presented it to the Board for adaption. Commissioner Aguilar asked if they could have, at the top, that it is an amendment to the zoning ordinance, give them a date and at the bottom, page it as 1 of

98 etc, and that way, everyone would know what to refer to. Mr. Garde said that could be done by staff. Mr. Sisson asked when this would come into effect. Commissioner Daves answered, "the effective date of this ordinance and it's applicability under the existing contracts." Mr. Garde said traditionally it was 30 days once it's approved. He said the existing ordinance expires on April 30th. Commissioner Aguilar clarified that what they had been dealing with was an amendment to the Zoning Ordinance and they had added the Solid Waste. She hoped that staff would get the actual Solid Waste Ordinance, that's separate. Also to make sure that these are changes so that someone isn't asking for a copy of the Solid Waste Ordinance and it differs from the amendment. Vice-Chair Trujillo asked for a motion. Commissioner Andersen made the motion to approve the Solid Waste Ordinance as amended. Commissioner Aguilar voted yes. Commissioner Daves voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes.

**E) Request to Publish an Amendment to Comprehensive Zoning Ordinance...Ruben Chavez
Manufactured and Mobile Home Standards**

Ruben Chavez presented the commission with a request to amend the Valencia County Ordinance Section 909: Manufactured and Mobile Home Standards. He said the office, as a matter of policy, waived the required permanent foundations on Mobile Homes when the placing of the mobile home is not the action of the property owner. This occurs in two separate occasions. One was when the placing of the mobile home is in a mobile home rental park. Two, when an individual property owner rents a lot and three, this waiver is not granted if the landowner also owns the mobile home. He said that there has been some concern from the public as to what authority under the ordinance the office has made these decisions in the past. Amending of the ordinance should solve the issue. He drafted an amendment to the existing ordinance, 909-02 that further stipulates the action. Mr. Chavez went on to read the Ordinance.

Commissioner Andersen asked Ruben what kind of tie-down did FEMA want. Toby Jaramillo, Flood Plane Administrator, explained that FEMA required a based flood elevation and a tie-down, which depended on the size of the home and were specified on the regulations. Mr. Jaramillo said that a tie-down didn't mean that the mobile home had to be on a permanent foundation, it just requires that it be on a flood plane elevation & tie-down. Commissioner Andersen asked if they weren't creating inequities, where the rental people can do it one way and the trailer owners can do it another way. Mr. Jaramillo said they all had to elevate to flood plane and all had to tie down. Commissioner Andersen said that people who owned the trailer and own the land have to have a permanent foundation and if you rent it all you need is a tie-down. Are we not doing something that isn't equal? Mr. Jaramillo said no because mobile homes, according to property tax code, personal property and land is real property, but once you combine them it becomes one. So it's taxed as real property. Commissioner Aguilar said her understanding of FEMA was that they already identified Mobile Home Park and they have a definition for that and when someone comes in for a permit for a mobile home, they already know that. It's also not only for flood, but for floatation or heavy winds. FEMA already has that, so it's not left for interpretation of an officer or an elected official. Mr. Jaramillo stated that FEMA does not refer to permanent foundations because through-out the state there are a lot of counties that do not require a permanent foundation and they are still under the same FEMA regulations. In clarifying, Commissioner Daves said that FEMA does not require permanent foundations; it requires elevation and approved tie-downs. Our county ordinance, without this amendment, requires a permanent foundation for all but mobile home parks. Ruben said that the ordinance says that they must have a permitting process as part of the requirements. In the permitting process there is a block in the permit that exempts rental units. The ordinance says all mobile homes, it also says they must have a permitting process. The permit itself makes the exception. That is not clear and that was why he was here today, to clear it up. Commissioner Daves thanked Ruben and suggested that probably the permitting process has to follow the ordinance if it follows the law and he understood the legal bases for the waiver, but he believed if the commission goes toward supporting the policy the staff has, this amendment is appropriate. If this amendment does not pass he did not think that staff had the authority through its permitting process to waive foundations for rentals except mobile home parks. Vice-Chair Trujillo said that what Ruben was stating was bring a regulation into correspondence with the practice. Ruben said yes.

Commissioner Andersen asked Ruben, if in the past, when he permitted people to put a mobile home on something other than a permanent foundation, did he require that they meet FEMA regulations. Ruben said yes, they always have met FEMA regulations. Mr. John Cherry said that just today they had two mobile home blow off the pillar blocks, this was in Meadow Lake area, and by regulations, they should have been tied down, even though they were not in the FEMA flood plane. And if they were in flood plane, they were in violation. Mr. Cherry said he had checked in the office and had gotten various answers; as a result they had to shut both residence. They had not blown over; they dropped off about 3 feet. Vice-Chair asked if they were not in flood plane, did FEMA apply as to stabilization of the mobile home. Mr. Toby Jaramillo answered that only if they're in the flood zone. Commissioner Aguilar suggested that if this were to be a safety issue, then the ordinance would have to be amended to require that all FEMA regulations apply to all mobile homes, because of safety. So if they wanted to do that, this would be the time to amend it down at the bottom where it says that all mobile homes shall be anchored, it could indicate all manufactured homes and those in the flood plane would have to also comply with FEMA guideline. Ruben says that they fall under different umbrellas. They fall under FEMA regulations, manufactured regulations and our own ordinance. So when his people are out in the field they have to figure out which umbrella applies. FEMA only controls what is in the flood plane. We require permanent foundation and the anchoring on all mobile homes. Commissioner Andersen wanted to confirm Commissioner Daves statement. Did the ordinance require skirting, and was it followed up on it?

Ruben said it was 30 days after it was permitted and inspected and yes they had caught some, but it was impossible to get all of them.

Commissioner Aguilar made a motion to publish. Commissioner Padilla seconded it. There was some question on whether some could be grandfathered in. After some discussion, Commissioner Aguilar said that this was going out to publish and they were having a hearing on it so this was the opportunity for discussion. Commissioner Aguilar voted yes. Commissioner Daves voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0

Chair Daves took over the meeting after a 15min. break.

**F) Request to Amend the Master Plan Rio Del Oro.....Ruben Chavez/Manuel Martinez
Unit 54, Tract C
Deleted**

DEPARTMENT REQUESTS/REPORTS

**G) Request In-State travel for Sheriff's Department.....Richard Perea/David Carr
Silver City, March 19, 2003 (informational)
Ruidoso, May 6-8, 2003**

Sheriff Richard Perea was requesting in-state travel for Rene Rivera who had traveled to Silver City for an informational reference training, which was held on March 12th. He had not been able to get on the agenda for the last meeting, and he was asking for re-imbursement for meals and motel which was a total of \$121.85. He had talked to Mr. Fernandez who had not objected to it. Commissioner Trujillo moved to accept. Commissioner Andersen seconded it. Motion Carried. 4-0

His second request was for in-state travel for Lieutenant Carr to travel to Ruidoso for Mid-Management Course on May 6-8. This was for meals and motel. Commissioner Aguilar asked if it was in his budget. Sheriff said he did. Commissioner Aguilar moved to approve. Commissioner Trujillo seconded it. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0

**H) Request to attend NM League of Zoning Official.....Ruben Chavez
Semi Annual Meeting, Albuquerque, May 7-9, 2003**

Mr. Ruben Chavez was requesting travel to Albuquerque for a New Mexico League of Zoning Officials Semi-Annual Meeting on May 7-9, 2003. This was for 4 Zoning Officers @ \$95.00 each and 5 Planning & Zoning Commissioners @ \$65.00 each. Commissioner Trujillo asked if this had been discussed with Mr. Fernandez. Mr. Chavez said yes. Commissioner Trujillo moved to approve. Commissioner Padilla seconded it. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted. Motion carried. 4-0

**I) Request for In-State Travel for County Elected Officials.....James Fernandez
Annual NM Association of Counties Conference, Gallup, June 4-6, 2003**

Mr. Fernandez was requesting in-state travel to Gallup for the 2003 Annual Summer NM Association of Counties Conference on June 4-6, 2003. This was for elected officials or their representative. Estimated cost would be \$1,300.00 for registration and \$2,600.00 for mileage and per diem. Commissioner Aguilar wanted to know if this was in the budget since they had just approved Planning & Zoning travel. Mr. Fernandez answered that they would have to make a line item transfer into both of these line items to accommodate and he would be coming to them for a line item transfer request on the May 6th meeting. In answer to Commissioner Padilla's question, Mr. Fernandez said his recommendation was to allow one individual per elected office. Commissioner Padilla moved to approve. Commissioner Trujillo seconded it. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0

**J) Request for In-State Travel Older American Program.....James Fernandez
Ruidoso, April 14-17, 2003**

Mr. Fernandez was making a request on behalf of MaryAnn Gonzales, Older American Program Director, to attend a conference in Ruidoso, which was taking place now. She was asking for reimbursement for 3days of per diem and a partial day, for a total of \$203.00. The registration was being paid for by the area Agency on Aging and she was using the county vehicle. Commissioner Aguilar moved to approve. Commissioner Padilla seconded it. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0

K) Request permission to publish Fire Excise Tax Ordinance.....John Cherry

Mr. John Cherry said that due to the fact that the ¼% fire excise tax sunsets on December 31st, 2004, he was asking permission to advertise a new ordinance to go for a continuance of that tax. He was planning on having a mail out election on July. This would give them time to meet all requirements. The fire excise tax could be renewed for a 5-year period. Mr. Fernandez wanted to make the commissioner aware that if the election took place on the date requested, the county budget would have to be supplemented this year to cover the expenditure of an election. In looking at it, he believed it would cost approximately \$30,000.00 and they would have to increase line items within the county clerks budget to proceed with this. Chair Daves asked Mr. Fernandez if he had any way of doing this or if he had thought about it. The only line item that had not been utilized this year was the multi-line insurance in the amount of \$80,000.00. Chair Daves asked if it was possible for any of this money to be used for the election. In checking with a number of sources, he finally found someone that was in compliance of Taxation & Revenue said that it fire excise tax money cannot be utilized for any of expenditures.

Commissioner Aguilar said it was an important tax, with the judges coming before them and if they were going to consider some kind of bond that would also require an election. The two needed to be co-coordinated because there wasn't money for two elections. Mr. Cherry said that the only reason he had suggested a paper mail out ballot was because it had been successful in the past. If they would go for a bond issue, it would be by machine. Chair Daves said they could have a regular kind of election, that's not mail out, to extend the excise tax. Commissioner Padilla asked if a mail out cost \$30,000. were there other options? County Clerk Tina Gallegos said that if they did a voting machine election it would cost approximately 25,000.00, saving \$6,000.00. What they were paying for was postage, since this was just county and not including municipality. This was an easier election to have and cost per vote for turnout was a lot higher if they went for mail out versus a machine. Ms. Gallegos also added that the reason for the date of July 8th was because the Governor had called for a special election on September, so the time for Mr. Cherry to have this election would be in July or the later part of November. Chair Daves asked where would we be if we didn't have the excise tax. Mr. Cherry said it would be very detrimental to some of the fire departments. They had two building expansions still coming up that this money was for; long range plans for three new pieces of apparatus. He said they have some nice equipment and they were almost there, but not quite through yet. Yearly, they disburse \$32,000.00 to each fire department through excise tax and the state provides \$28,000. or \$40,000. for each one. Mr. Fernandez wanted clarification on "steps to enact an ordinance" and on Section 5 it said the effective date of either January 1 or July 1 and Mr. Cherry had said December 2004. Mr. Cherry replied it was December 31, 2004 and on that stipulation, he believed it had to expire 3 months before they could put in an effective date. Chair Daves said this was more than 1 year. Mr. Cherry said it would give them time to put it through again, if it failed. Ms. Gallegos then said that 2004 would be a busy election year. Chair Daves asked it was possible to have it later this year, which they could have it in November. He also said that this was a critical tax, but as Commissioner Aguilar had mentioned, they were faced with the issue of the courtrooms and they couldn't let one hold off the other. Commissioner Aguilar said both were important and one was mandated, but she thought the budget would be better in the next fiscal year and they could then concentrate on it and the other one they had to have an answer by July 1st and she did not want this one to be affected by the judges. Commissioner Andersen said she found it difficult to envision been able to put together a bond issue, get the information out and have an election before the 1st of July and it seemed that it would be better to get the excise tax out and she asked Mr. Fernandez how long it would take to put it together and get it out for a vote. Mr. Fernandez answered that he had not been a part of a general obligation bond, in terms of putting it together, but when the gross receipts election took place, it was about a 2-month period. Commissioner Andersen said that for all practical purposes we were into May and she just thought that maybe getting the excise tax vote out of the way so it doesn't cloud the bond issue might be a good idea. After a little more discussion, Chair Daves asked for a motion. No motion was made.

L) County Clerk-Informational Presentation.....Tina Gallegos
Relocate Voting Machines from current location
Purchase of New Voting Machines

Ms. Gallegos wanted to inform the commission that MaryAnn Gonzales, Senior Director has been requesting that the room where the voting machines are stored be vacated. Currently the machines are stored in the VIA building in Rio Communities in the part owned by the county. They were in the Moose Lodge part of the building for about 2 years. The county decided they didn't want to pay rent so they were moved into a county owned facility. The machines have been moved about 3 times within the last 5 years. She had proposed some legislation this year and Representative Kandy Cordova had carried that bill and they had requested \$200,000.00 to construct a new voting machine warehouse. It passed several committees, but in the end it was stopped because of the fact that the county was not helping with some of this money. So they said they would give us \$20,000.00 for either renovation or to build with the understanding that the county would come up with the rest of the money. Since that is not enough money to build a voting machine warehouse, and the machines are to be moved prior to July, and we have to pay rent, and that money would have to come out of the commission's budget, it does not come out of the clerks budget. There would need to be an increase to allow for that rent. Ms. Gallegos said that right now she has 100 voting machine, so she would need at least 2500 to 3000 sq.ft. She had looked at the YDI building, which was recommended to her and it would require a lot of renovation and a good security system. Chair Daves asked what it was been used for now? Mr. Fernandez said it was used as a warehouse space for the jail, but it was not in the agreement with Cornell. Ms. Gallegos said if it was gutted out and the necessities put in that it would work and she would need the whole building. Chair Daves asked if there had been an attempt to see if the \$20,000.00 would do the job. Ms. Gallegos said not on her part. Chair then asked if Ms. Gallegos was asking for any decision at this time, which Ms. Gallegos said no, she just wanted some guidance and to see how quickly Ms. Gonzales needed the space. Ms. Gallegos said she has looked at 2 sites. Valley Improvement has 3 rooms that would accommodate the machines, but they are 3 small rooms, together they are about 2500 sq.ft, but individually they are not. There is some maintance required that VIA would do. The charge would be \$5.00 per sq.ft., which would be about \$1,052.00 monthly. Ms. Gallegos said she did not like that site and was not her recommendation. Another site she had looked at was Rick Torres building on Hwy 47, which had plenty of space and everything else that she needed and she liked that one. He's charge was \$8.00 per sq.ft., which would be about \$2,800.00 a month and right now it was empty. Chair Daves asked Ms. Gallegos if she had a recommendation. She recommended Rick's building because it was close and she informed him that it would be on a month-to-month rent. This would be because if the money from legislature comes through then they could do something with YDI or if something better were to come up like purchasing the new voting machines, then they would not need that much space. Commissioner Padilla asked if the old animal crematory would work. Ms. Gallegos said it

had been mentioned, but she has not looked at it and also it was very far and out of the way. Mr. Fernandez in answer to Commissioner Padilla's question said it was about 3000 sq.ft. Chair Daves asked Ms. Gallegos if she could characterize the problems with that building. Ms. Gallegos said she has never been out there, so she could not, to which Chair Daves said he meant distance. Ms. Gallegos wanted to make one thing clear and that was that it wasn't just storing the machines. They use it to program and do maintenance on the machines and when they certify them for elections, candidates go out there as do the parties. So the machines are not just stored up against the wall, they have to be opened up and they need plenty of room to work on them. Ms. Gallegos does not like them that far away, staff could be out there for 2 to 3 days, its inconvenient to deliver them. Chair Daves told Mr. Fernandez he wanted to get a better feel for the Senior Citizens need for the space and how real their concerns were. Mr. Fernandez said that MaryAnn had indicated that they had additional equipment, but they also wanted for crafts and exercise. Commissioner Aguilar asked if Tina had looked at any buildings at the Los Lunas Hospital & Training School. Ms. Gallegos said she hadn't because she was under the impression that it been too expensive and she wasn't guided in that area. Commissioner Aguilar asked if maybe they should be going out for RFP and that might bring in a few more choices. Mr. Fernandez then suggested that maybe Ms. Gallegos next item might determine what they do with the first; in that his understanding was that she was required to replace the voting machines. Commissioner Padilla still thought that even though it was inconvenient to drive to the crematory, which wasn't much further than where they were now, that they should look into that building and see what kind of work it would need. It was there and it was paid for. Mr. Fernandez said that in terms of security, it would have to be modified because of the type of equipment County Clerk has and it is a remote area.

Chair Daves suggested that they go to the second item. Ms. Gallegos said that this item could be done in phases although she was requesting that it not be done that way, but she was at the discretion of the commission. She said during the general election there had been a few voting machines problems. During this year's legislation there was a new Federal legislation that was passed called, Help America Vote Act, (HAVA). The commission would probably hear about this a lot because it would affect this year's BOE budget. There is some federal money for this act and she had been appointed to the committee that's going to oversee the implementation of it state wide. This is a panel of about 20 other members that will make sure that it gets implemented correctly in every county. The biggest issue was the voting equipment. We will need to have a voting machine that is accessible to the visibly and hearing impaired in every polling place. What this means is that she will have to purchase 33 machines right away because she will need one at every voting location, there are 37 precinct and 29 polling locations. The Secretary of State's office and the committee will let each county know how much money each county gets. Ms. Gallegos said that if they are going to have to purchase 33 voting machines, she recommended that they purchase all of them right away. The reason for this was because every county has to do this and all the old voting machines have to be sold and we have better odds of selling them if we are one of the first counties to sell them. Bernalillo County already has some of this voting equipment at some polling locations and if they go county wide, they will have almost 2000 voting machines on the market and for us to sell our 99, it will be difficult.

Chair Daves asked if the requirement were that all voting machines be accessible to the visibly and hearing impaired. Ms. Gallegos answered that right now by 2004 every polling location has to have it. By 2006, they will have to have all voting machines meet this and other requirements that our voting equipment that we have now does not meet. Chair Daves asked how many they had to buy now. Ms. Gallegos answered 29 or 30. Chair Daves asked if 129 were the minimum that she needed. Ms. Gallegos said yes. Ms. Gallegos visited with DFA and had a lot of information for them, so she was asking for a workshop so that she could present all the information. Chair Daves said he was convinced that a workshop was needed and was at the discretion of the Commission. He asked if Ms. Gallegos wanted a date now. She said to just let her know. Chair Daves then asked how this ties in with the housing of the machines. Mr. Fernandez said this machines were the size of a suitcase. Ms. Gallegos said they were very small and for programming and storage, instead of needing 3000 sq. ft. she only needed half of that and suggested that the YDI building, with some renovation, would work well for the small voting equipment and also be utilized it for absentee, which has become a big burden on the county when early voting and absentee is going on. We do not have space for the poll workers in the courthouse.

Commissioner Trujillo said this was something they needed to look at in terms of facilities in the long run, not only for the judicial and also for the voting. Patching isn't going to work. Commissioner Andersen asked Mr. Fernandez if there was someone that could look at it and give us an estimate. Mr. Fernandez said yes, but he also mentioned that he thought that the amount the legislation had appropriated was \$25,000.00 and he needed to look at how the bill worded, because if he recalled, it was plan design built and he didn't know if it renovation would fall under that terminology.

Ms. Gallegos also mentioned that if they did not purchase voting machines, the ones they had would require major maintenance. Ms. Gallegos wanted them to know that she could bring anyone from HAVA, or the Secretary of State's office to discuss and help them understand the issues better. Commissioner Aguilar asked when the budget hearings would start. Mr. Fernandez said it was tentatively scheduled for May 12th

Commissioner Aguilar wanted them to advertise and look at the buildings at the training school and also look at the bill and see if it allows for renovation, because if it does, that opens it up for additional alternatives. If Tina and James could look into it and bring them some information within a few weeks if they could, before budget, then they would know what to do to accommodate Ms. Gallegos.

Ms. Gallegos reminded them that the machines they have now are still on a lease purchase agreement and she can sell them for \$3500.00 each at the most, which would pay off the loan. But then they would have to accrue a loan and then add to that the purchase of new machines.

Mr. Fernandez let the commissioners know that the bill that was signed by the Governor was for \$25,000.00 to plan and design a voting machine warehouse in Valencia County.

Commissioner Aguilar said she had read that there was monies for updating and buying voting machines and she would try to find the information. Ms. Gallegos said she also had read it and she thought that we don't qualify because the equipment that we have now already meets several standards. She did say again that there are dollars attached to this Federal legislation and if we go out to purchase and we buy, there is a good opportunity that we will get re-imbursed, if not for all of it at least half.

M) Request to Grant Administrative leave to County Employees on 4-18-03..James Fernandez

Mr. Fernandez was requesting administrative leave for all County Employees on April 18, 2003 which was Good Friday. Traditionally they have granted 4 hours which is maxamun, because District Court is staying open for half a day and we are required to be open if they are open. Commissioner Aguilar made the motion to approve. Commissioner Andersen seconded it. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted. Motion carried. 4-0

Chair Daves asked if anyone had comments. County Clerk Tina Gallegos said the Board of Directors election had been planned for Friday afternoon, but she had the envelopes and she would hand them out to them and they did not have to wait until Friday to vote.. Chair Daves asked who the candidates were. Ms. Gallegos said Mary Andersen from District 1 and Beverly D. Gonzales, County Assessor.

N) Discussion Job description/requirements Business Manager.....County Commission

Chair Daves said there had been much discussion and the job description that Commissioner Andersen had come up with was very useful for guiding the duties of the county manager. Commissioner Andersen gave the commission corrected copies in which she said had taken out some phrases, such as the overseeing of the financial affairs, the investing, of the Treasurer and the Assessor. The words had not changed much, there were some duties that she considered important duties such as the planning. The business of providing the commission a monthly and year to date status report on current financial performances compared to budget, by department, with forecast for the year end position complete with an analysis of significant variations from projections. This is the kind of information that she needed and thought that it was extremely important to the county.

Commissioner Aguilar said they were all in agreement and she recommended that the Director of Finance would fall under the County Manager and the salary range should go from \$37,000.00 up to \$50,000.00.

Chair Daves asked Mr. Fernandez if this would be useful to him and not impossible. Mr. Fernandez said that the one thing he would question would be the education requirement, a Masters Degree. Chair Daves said that Mr. Archuleta did have one. Mr. Fernandez suggested that they indicate a bachelor's degree, master's degree. Commissioner Andersen said what concerns her was that they can get a bachelors degree in business administration. She said our budget was so complex that it takes someone who has a real good basis for understanding that and to do it right.

Chair Daves said that the public discussion would be that Mr. Fernandez have the discretion, within the salary range to negotiate with Mr. Archuleta, and then see if the commission concurs with the numbers. This was just a suggestion. Commissioner Aguilar agreed.

Commissioner Andersen said that the reason the job description was before them was because she wanted all of them to be in agreement in what they wanted it to be and what they wanted that person to do. She didn't see that they wanted to give direction to change it. Carol and herself had worked on it and it had everything that the county needed and didn't anticipate a change.

Commissioner Aguilar wanted the understanding that they were not sidestepping the county manager and that he is reporting to the commission directly. If some change were needed then it could come back to them as a job description.

Commissioner Trujillo said that they were all in agreement as far as requirements and in terms of job description there were minor changes that Commissioner Aguilar might want to add to it or clarification as to some duties. Perhaps the Commissioners could come to an agreement as to the phraseology, but to him, there was no real contention as to the duties and responsibilities of the position.

Chair Daves asked for a motion on the discussion. Commissioner Andersen made the motion to accept as the job description. Motion died for lack of second.

Commissioner Aguilar made a motion that salary for this position is between \$38,000.00 and \$50,000.00. Commissioner Padilla seconded it. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted not. Motion carried. 3-1

Commissioner Trujillo made a motion to make the proposed job description be accepted as the requirements for the Business Manager, (not as a job description but as the requirements.) Chair Daves asked if that meant independent of the responsibilities as listed? He said not to the exclusion of it. There was already that provision in it, but would perform other duties as directed. Chair Daves asked if he was restating Commissioner Andersen's motion. He said no, Commissioner Andersen had made a motion to adapt it as a job description; he wanted it as the requirements of that individual and including the responsibilities. However, it did not mean that they were imposing on Carol this as the job description. He was not saying that this was the job description that Carol was going to type; there could be negotiations as to the phrasing of it. Chair Daves called for a vote if there was no more discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0

FINANCIAL/BUSINESS MATTERS:

O) Regional Juvenile Facility Proposed 2003/2004 Budget.....James Fernandez

Mr. Fernandez presented the commissioners the proposed budget, but since they themselves had just received it, it was provided to them as informational. Commissioner Aguilar preferred to table this item to the next meeting, because she wanted to have the opportunity to review it. Chair Daves wanted Mr. Fernandez to hand out the information and by doing that they did not need a motion. They would be asked to approve it at some time. Commissioner Aguilar and Commissioner Andersen wanted to see a comparison of the past 3 years.

P) Audit Report for 2001/2002.....James Fernandez
Commissioner Trujillo moved to table the report until the next meeting. Commissioner Andersen seconded it. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0

Q) Approval of Payroll & Warrants.....James Fernandez
Mr. Fernandez presented the commission with a printout lists of checks issued by the Managers Office on 4-4-03 covering payroll process on the above date. Payroll check #57050 through #57217 inclusive. Deduction Check #72108 through deduction check #72138 inclusive. Listing total \$178,766.73. Of this amount \$112,031.32 are from the general fund. Commissioner Padilla made a motion to approve payroll. Commissioner Andersen seconded it. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0
Mr. Fernandez presented the commission with a printout of all checks issued by the Manager’s office on 4-11-03, covering vendor bills. Check #72139 through 72233 inclusive, for the total of \$417,216.20. Of this amount \$47,450.28 are from the general fund. Assuming the approval of this listing, the general fund cash balance would be \$1,489,361.90. Commissioner Andersen moved to approval warrants. Commissioner Padilla seconded it. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0

R) Manager’s Report.....James Fernandez
Jail Monitor’s Report-Informational
Mr. Fernandez presented the commission with a Valencia County Detention Inmate Count for 3-28-03/4-10-03. The average count was 134, 116 were male and 18 were female. He said that they were trying to establish the working relationship with the US Marshall, so that they could have some inmates that would be revenue producing on a regular basis within the confines of our existing contract.
Commissioner Aguilar asked for Mr. Fernandez if they could have the plans and also prepare RFD’s for the playground equipment for El Cerro Mission. Mr. Fernandez informed the commission that about a week ago the commission had been provided with a final listing of the bills that were part of the legislative appropriations that were finally submitted to the Governor, and were signed, and as Commissioner Aguilar mentioned that particular community center received an additional \$50,000.00 and \$40,000.00 for Meadow Lake.

The next Regular Meeting of the Valencia County Board of County Commission will be held On May 6, 2003 at 10:00 AM in the County Commission Room at the Valencia County Courthouse. There would be a Special Meeting on April 29,3002 at 6:00 PM in regards to the Power Plant. A Budget Preliminary Hearing on May 12, 2003 at 9:00 AM

Adjournment
Commissioner Padilla made the motion to adjourn. Commissioner Trujillo seconded it. Motion carried. Adjournment at 11:00 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.

VALENCIA COUNTY BOARD OF COMMISSIONERS

ss/
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: May 6, 2003