

VALENCIA COUNTY BOARD OF COMMISSIONERS

Special Meeting

May 19, 2003

Chairman Gary Daves called the Meeting to order at 9:10 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 9:10 A.M.

Chairman Daves asked Dale Jones to lead the Pledge of Allegiance.

Approval of Agenda

Commissioner Padilla made a motion for approval of the May 19, 2003 Special Meeting agenda. Seconded by Commissioner Trujillo. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0.

ACTION ITEMS

a) Preliminary 2003/2004 Fiscal Year Budget

James Fernandez, County Manager presented the 2003/2004 budget to the Commissioners for review and will discuss a brief summary for each department. Mr. Fernandez said this budget has been developed after meeting with each department taking into consideration their request as they were originally presented with minor revisions. This budget has some assumptions and he will go over them at this time. The first assumption is that the budget experienced a 50% increase in insurance agreements paid for worker's compensation. The New Mexico Association of Counties, who is our insurance provider, has given these increases to us. Chairman Daves asked for a dollar figure if this was possible. Mr. Fernandez said the worker's compensation for the manager's this past year was \$104,305.00; we are anticipating that will go to \$120,000.00. We are expecting a 10% increase in our multi-line insurance for the upcoming fiscal year and that would be for this year we had \$188,970.00 and anticipated expenditure of \$280,000.00. There will be a 20% increase in insurance premiums for the law enforcement liability. This fiscal year we paid \$272,767.00, we are anticipating \$330,000.00, employee share of health insurance has risen about 8.5%, an average increase for other supplemental insurance is about 4.5%. We are expected to assume \$100,000.00 expenditure to house the new District Judge, this budget assumes for the fiscal year 2004/2005 a 5% increase in operating expenses, this budget anticipates adding seven full-time employees positions that have been requested by individual departments with accompanied benefits and those additions with employees add to \$180,000.00, anticipates adding capital outlay expenditure to individual departmental budgets, anticipates adding office supplies and expenditures to individual departmental budgets. Adding mileage and per diem to individual department budgets as requested by the Board, takes into consideration the funding for the County Extension Service at its current rate of \$35,000 rather than \$73,480.00 as requested, assumes no contributions or expenditures to other agencies such as Soil Conservation, Village of Los Lunas Youth Programs, Community Service Monitor increase, no salary increase for County employees, and assumes replacing 100 County voting machines. These are the expenditure assumptions.

Chairman Daves asked what the dollar figure was for 100 voting machines. Mr. Fernandez said it would be \$580,000. Those machines would be obtained going through a revolving fund the State has with 0% interest with annual payments of \$54,000. Mr. Archuleta said this would be an approximate \$11,000 increase provided we can dispose of the current voting machines and pay off the existing leases. The current lease is approximately \$42,000 per year.

Mr. Fernandez said the revenue assumptions for this budget assumed an increase of \$625,000 in new property tax records resulting from new business construction, these being Home Depot, Wal-Mart Super Center, Chile's, and Dion's. This budget also assumes a revenue decrease in the rate charge to municipalities for housing inmates with the current rate of \$81.17 per inmate to a new rate of \$61.17 or a 25% decrease in the revenue. The Adult Detention Facility and the inmate contracts the projections for revenue from the contract jail beds have been brought down \$100,000 rather than \$350,000 that we had initially anticipated. There is an assumption of a 2% increase in gross receipts and revenues for the upcoming year. With the purchase of the new voting machines we had not taken into account any revenue that might be generated for the sale of those voting machines.

In summary, Mr. Fernandez said the ending cash balance for this fiscal year is better than anticipated but the original request that is submitted by the departments exceeds revenues by \$860,208.00. We would be able to meet our 3/12 requirement even with anticipating that everything being presented would be funded. But for the fiscal year 2004/2005 the County would be short \$870,596.75 for meeting this 3/12 requirement.

For the upcoming fiscal year revenues and transfers into the General Fund \$9,087,181.00, transfers out and expenditures \$9,947,389.00. For the fiscal year 2002-2003 revenues in the General Fund transfers in \$9,091,712.00, transfers out and expenditures \$8,009,020.00. Mr. Fernandez said in order to come up with a balanced budget for this year and next year we have to look at reducing expenditures by about \$400,000.00.

Road Department

Mr. Fernandez said in order to keep the road fund solvent and work on the projects as they were presented, the road fund will have to be supplemented by the General Fund for the upcoming 2003-2004 fiscal year by \$176,513.00 and for 2004-2005 it will have to be supplemented by \$230,825.00. Revenues coming into the road fund which basically are state funds, the CAP program was \$180,591.00, school bus \$135,400.00, CO-OP is \$84,710.00, Motor Vehicle Fees, \$260,851.00, Gasoline Tax .01, \$52,229.00, Gasoline Tax .02, \$302,954.00, Forest Service, \$1300.00 for Total Revenues of \$1,017,592.00 with a transfer in from the General Fund of \$176, 513.00 with a total budget of \$1,194,105.00. Discussion ensued.

Danny Trujillo, Road Superintendent discussed salaries with the Commission. Mr. Trujillo discussed two positions with the Commission, inventory clerk and heavy equipment operator, which he felt warranted a salary increase. Commissioner Aguilar said we are getting into individual salaries, which should be left at the level of administration, and also the department heads met with administration and we should respect that and at the end of the budget, we treat all employees equally and look at the salary increase for each department. Commissioner Trujillo concurred with Commissioner Aguilar in a sense that he doesn't think we should go through individually allocate any kind of pay raises at this point but what he is trying to establish is were there any pay raises within this department across the board. Commissioner Trujillo said he intends to do that with other departments as well in order to paint a general picture of what the budget looks like and in the end we can look at solutions to the problems that will crop up as we go through each department.

Mr. Fernandez said he would like to comment that the revenue for this department has not been received as of yet. These funds come from the State Highway Department.

Commission discussed the equalization monies that are received usually late September or early October which help with revenues. Commissioner Padilla said we still need to be very cautious and conservative with the budget. Chairman Daves said we have demands in spending that far exceed our revenues but we need to meet those demands in a prudent fashion. Mr. Fernandez said he respectively disagrees because we go expenditures on revenues that isn't realized but getting us out of a double bind. Commissioner Aguilar said she agrees with Mr. Fernandez and with Commissioner Padilla and she would rather be conservative because she does not want employees to go back on 32 hours with anticipation of let's create a few expenditures or let's fund some projects because it looks good today, we are going to pay the piper tomorrow. Commissioner Aguilar said we are still not out of the woods and she thinks we need to be as conservative as possible; because we have already been told that next fiscal year we have a deficit. And no one is talking about the fact we only budgeted \$100,000 worth of Judges, that is minimal because we are going to house those Judges permanently, we are talking about obtaining one Judge and discussing another Judge that needs permanent quarters, we are talking about a landfill compliance order that still needs to be worked on. We still don't know if there is an additional expense on the Conejo Landfill and she can go on and on.

Cooperative Extension Services

Frank Olguin, Cooperative Extension said what the County's allocation has done is cut their budget in half at \$35,000. Mr. Olguin presented a summary for the Commission to review. Commissioner Trujillo said the services that are provided by the Extension Service are valuable but he is asking where is the monies that is being provided going and why do they think that these monies should be going to the program and they are not getting it. Commissioner Trujillo said this might be something we can discuss later. Chairman Daves said the County has a responsibility to provide fundamental governmental services and we need to see where this fits in the budget.

Soil & Water Conservation

Dale Jones, Chairman for the Soil & Water Conservation Department said when the County got in financial stress, we understood what that problem was and met with the Commission many times. We did not get funded at all for a year and a half and even tried to go out and get a mill levy passed but failed in that endeavor. But despite the fact that we are not a County agency everything that Valencia Soil & Water Conservation District does is for the County. Mr. Jones discussed the different programs that they have ongoing for Valencia County.

Marcel Reynolds spoke on behalf of the Soil & Water Conservation and the different green belt and salt cedar programs. Discussion ensued.

Adult Detention Center

Emery Morris, the Warden from the Cornell Corrections said at the present time we have been assisting Mr. Fernandez in the marketing of beds for this coming year. We project to be able to

contract 20 or 40 beds with the marshal service and of that same IGA and INS can pick it up from that same IGA. (Intergovernmental Agreement) In addition to there is hope with marketing the beds from the state, we have met with a representative of the state and market beds there as well. Discussion ensued with Mr. Morris and the Commission on issues relating to the marshal service and the marketing of beds.

Recording & Filing Department

Mr. Fernandez said the requested budget for the fiscal year 2003-2004 is \$192,790.00 and the approved budget for the fiscal year 2002-2003 is \$155,075.00, the majority of the increase is we had employees for half of the year on 32 hours, which reflects our employees going back on 40 hours, and an additional position is being requested. Tina Gallegos, County Clerk said she does have an increase in Recording/Filing budget but in meeting with the County Manager and all the elected officials, we would prefer giving the opportunity to choose between a raise for the employees and/or another body. Ms. Gallegos said she would like for her employees to have the increase in pay and do without the additional position, however if raises are not granted then the position. Ms. Gallegos said this is where she stands on that issue. With the insurances going up, employees need the increase first and if that can't happen then because of a shortage in staff would be an additional person. Ms. Gallegos said under mileage and per diem she did request \$2,000, it was taken out with the assumption that she could use her clerk's equipment fund for that travel but the question she has is the clerk's equipment fund does not have a line item for mileage and per diem. Maybe that is something we can deal with administratively. Chairman Daves said to get together with Mr. Fernandez and then bring it before the Commission.

Bureau of Elections

Ms. Gallegos said she asked for a person for this department and again would choose the raise for employees versus another body but given the choice this is where she stands. Chairman Daves asked for the amount for an additional two people that Ms. Gallegos is asking for. Mr. Fernandez said this would be \$29,000.00 plus 28% for benefits. Commission discussed the sale of the existing voting machines that will have to take place, the initial projection was that it would generate \$2800 per machine and if that materializes we are looking at \$277,000.00 as revenue.

Commission took a lunch break. Time 12:00 PM.

Chairman Daves called meeting back to order at 1:00 PM.

Property Assessments

Beverly Gonzales, County Assessor said she has gone over her budget with Mr. Fernandez and like everyone else she realizes no raises for the employees, she is asking for an employee, which will come out of her appraisal fund, some employees were moved back from the 420 to the 401 due to the 32 hours. Mr. Gonzales said her certified values are due June 15 but the State sent an order that they are allowing the disabled veterans to come in and apply for their exemption up until June 30. This could affect the certified values. Chairman Daves asked what the impact was with the employees that were transferred from the 420 to the 401? Ms. Gonzales said this will be with the upcoming budget. Mr. Fernandez said the impact was \$100,000.

Property Valuations

The funding source for the property valuations is 1% of the property taxes that are collected and get from each agency with the exception of the branch office. Ms. Gonzales said if it came down to capital outlay or get raises she would get raises for her employees.

Collections

Mr. Fernandez said the County Treasurer also asked for an additional employee but if this was not warranted then raises for the employees. Diana Martinez-Coplen, County Treasurer said she has lost four employees and just lost her bookkeeper and just hired a new one, Richard Tapia. Also in her budget she has capital outlay of \$12,000 what that entails is the new networking, some of the computers are not compatible and that would affect collections. The new position would be starting at \$6.50 and after six months an increase to \$7.00. Discussion ensued with the employees and the positions that are no longer there. Mr. Fernandez said in terms of second half property tax distribution the estimates that he has received from the Treasurer's Office for the end of May is roughly about \$1.2 million. This is a little above the anticipated amount.

Law Enforcement

Mr. Fernandez said the biggest increase for law enforcement is salaries. Mr. Fernandez said there is a \$150,000 increase of this fund alone because of the transition of the COPS grant being phased out. Richard Perea, County Sheriff said he is taking cuts on most of the general fund and some of the items have been deleted and transferred onto the gross receipts. Mr. Perea said he wasn't too pleased with this but understands because of the position the County is in financially. He hopes this trend doesn't continue as far as the gross receipts because this supplements the general fund. Chairman Daves said the Sheriff's budget is taking the hit probably appropriately because of the significant increase of the liability insurance. Mr. Fernandez said court settlements, \$44,000 have been expended for this year and we anticipate this to continue to \$80,000 based on the number of cases still out there. Commissioner Andersen said workers comp insurance increase is going to be about 15% increase. Is this because there has been a significant number of job incurred injuries and most have taken place in the Sheriff's office or are they mostly automobile accidents? Sheriff Perea said there have been three related auto accidents and they have been the other driver's fault. The

Sheriff discussed training, liability and workers compensation with the Commission. Mr. Perea said the ongoing vehicle repair and the need for new vehicles was discussed. Gross receipts and capital outlay line items was discussed. Discussion ensued.

Animal Control

Mr. Fernandez said we have one vacancy currently in this department and that is the Animal Control Director. The administration is working on reducing the large amount of comp time and over time. Anne Aragon said in her mid year proposal she did ask for salary increases for the current employees. The request for a new employee to handle the comp time because her present officers are currently accumulating many hours of comp time or over time.

Building Inspector

Mr. Fernandez said for this department the major request was the possibility of salary increases. Richard Padilla concurred that raises was the only request and everything else is pretty much as it was last fiscal year.

Probate Judge

Mr. Fernandez said this line item is just the salary for that individual.

Data Processing

Larry Mervine said he comes before this Commission today as primarily a maintenance person. Mr. Mervine said 85% of his time is spent on putting out computer hardware and software problems and maintaining the current system. What he would like for his department to be is that the departments can come to him for advice for consulting work and come up with a plan for new invented projects. At the last Data Processing meeting the committee suggested a helper, a PC Network Specialist was the number one concern that was discussed and also the use for new technology. Mr. Mervine said in his budget that is his only change from last year is asking for an employee. We can improve the overall efficiency if we were to go with this PC Network Specialist and we can reduce costs and also increase revenues. Mr. Mervine said there are some opportunities with computer technology where we will be able to increase County revenue. Mr. Mervine brought up customized pc training and streamlining the current processes.

Ms. Gallegos chairman of the data processing committee added that under data processing there was no budget for capital outlay and she thinks that what was done in the past. It was handled through the individual departments; however, the individual departments had a cut in capital outlay. Ms. Gallegos said she doesn't see a problem with that but the needs that were addressed by the different departments are strong. There is a lot of need for training and equipment because our equipment is so outdated. Ms. Gallegos said as County Clerk it is extremely important that we meet the demands of her customers and any of this software that we use doesn't function or if we can't give the assistance we need, we are not doing our jobs as elected officials. Ms. Gallegos said the request given by Larry Mervine is a request to be taken very seriously because if not we get left behind. Valencia County is a highly populated County and we need to keep up with technology. So the needs brought forth from each department are well recognized.

Planning & Zoning

Mr. Fernandez said in the Commission's packets you will notice two alternatives. Under alternative (a) basically keeps the status quo in terms of the number of employees and alternative (b) adds a County Planner, under the planning department and under zoning adds a increment increase as a manager. Mr. Fernandez said he met with Mr. Chavez and they went over the expenditures and came up with a consensus as to what these line items should look like. Mr. Chavez said correction because he never requested a planner at that salary. Mr. Fernandez said if he gave that impression that is not the case, just with basic discussion that was referred to the Board looking at the possibility of moving forward with the planning process. Mr. Chavez said under this year's budget there was an individual that was let go and what he suggested was to keep that same salary and he could have a zoning manager that would help him deal with the zoning officers so he could contend more with the planning departments needs. Commission discussed that the two departments need to be separated and dealt with in that fashion.

Farm and Range

Mr. Fernandez said these are farm and range revenues that we receive from the Federal Government basically just \$3000 in and \$3000 out.

Recreation

Mr. Fernandez said a majority of these funds are in conjunction with Jacqueline Guilbault from VIA doing the pathways and those funds come from the State Highway Department.

Legislative Appropriations

Mr. Fernandez said this is a list of the existing legislative appropriations that we have and anticipated appropriations for the next fiscal year.

Juvenile Detention

Mr. Fernandez said the proposed budget for the Regional Authority is \$1,399,000.00 and half of that being paid by Valencia County in the amount of \$699,618.00 and the net of that taken into consideration the revenues anticipated coming into this fund would be a transfer out from the General Fund in the amount of \$499,618.00. Commissioner Aguilar said on this budget because she didn't see it here, we have two contracts each one, Jamie Goldberg and John Thompson, that we pay

approximately \$1000 a month for juvenile monitoring and this is in addition to the juvenile detention contract. She would like to see that addressed because she thinks that is revenue that is there if this item were eliminated along with the community service that we pay for on the Magistrate Judge, the money is there to fund Extension Service, just from those three. Commissioner Trujillo asked what is the amount on those contracts that Commissioner Aguilar referred to? Mr. Fernandez stated for the Juvenile monitors is \$18,000 and for the Magistrate monitor is \$340.00 every two weeks. Mr. Fernandez said a portion of the Juvenile monitors is a grant and another portion comes out of professional services.

Older American

Mr. Fernandez said the supplement from the General Fund to the Older American Program remains constant \$100,000 for the last couple of years. As of May 2, 2003 we have transferred \$65,000 of the \$100,000 requested and we release these funds only as they are needed.

Older American Title V

Mr. Fernandez said these funds are paid 100% by the State.

Fire Protection

Mr. Fernandez said the fire marshal's budget is under the General Fund; we are compensated for or reimbursed for the operating expenses with the exception of salary purposes. Mr. Cherry, Fire Marshal said they did not put in for salary increases but would like to propose an overtime budget. Mr. Cherry said his office attends each and every structure fire and there is only the two of them. He is proposing a ten-hour overtime budget per pay period at twenty hours a month maximum per person. Mr. Cherry said during the 32-hour period they never did close the door, it was open every day and they never observed the 32 hours that reflected on their paychecks. Mr. Cherry said they have never submitted any compensation time.

Sick Leave

Mr. Fernandez said this is a percentage of the sick leave that is being carried by the employees in the event that the employees retire and who have been with the County more than five years, they are paid 25% of their accumulated sick leave.

Indigent

Mr. Fernandez said the majority of the monies in this fund is from the 1/8 gross receipts as well as monies that is withheld from the State for Medicare. This goes to cover the indigent claims that involve the County.

Debt Service

Mr. Fernandez said this is the amount that we have to pay for the repayment of the debt on the Adult Detention Facility. A majority of this comes from correctional gross receipts and comes from our first 1/8 gross receipts.

Solid Waste

Mr. Fernandez said is the Conejo Transfer Station and in recent years this department was being supplemented from the General Fund. This year because of the abatement plan we have going an additional \$100,000 was placed into this fund and next year we are looking at \$101,000.

E911 Addressing

Mr. Fernandez said this fund was closed.

Commissioner Aguilar said in finishing this fiscal year and starting next year are we in full compliance with GASBE? Mr. Fernandez stated we are still working on that the majority of the fixed assets have been entered and it is our anticipation that we will be. Commissioner Aguilar asked have we done the depreciation? Mr. Fernandez said that is programming that is being done through Triadic and Mr. Archuleta is working along with Mr. Mervine on this. Commissioner Aguilar said the cost analysis has been obtained and inputted? Mr. Fernandez said that particular software has not been at this point.

Commission took a 15-minute break.

Chairman Daves said we will get recommendations from our County Manager at this time. Mr. Fernandez said the Treasurer's Office has anticipated a property tax distribution in the amount of \$1.2 million for this month into the General Fund. The other would be that he would ask is this Board hold off on any new hires or position requests as well as any capital outlay until we see what the ending cash balance is going to be.

Commissioner Andersen said she is fully convinced when Mr. Mervine talks about upgrading technology and training people and the money that would not only save us, this ought to be a priority on getting him a PC Specialist and getting the technology he thinks he needs along with the other departments. This will pay off over the next few years. The other thing she would like to is a salary increase for the employees but not an across the board percentage raise, she would like for the Commission to do a 50 to 75c per hour per person increase. What that would do for us is bring some of the minimum wages up, which is what we need to do. We need to get our salaries higher for all of our employees. If we give 3% across the board then the guy that is making \$10.00 an hour gets more than the one at \$7.00 and at \$7.00 at 3% it is only a 21c and that doesn't buy anything. The health insurance is going up so this would give them a little more to take home in addition to paying

their health insurance. Commissioner Andersen said she did not include in her calculations, County Manager, Business Manager or for any of the elected officials. And also excluding the Sheriff's Office. Commissioner Andersen said she would like to discuss office supplies because she doesn't see each office going out to buy their own office supplies, this does not save any money at all. Commissioner Andersen said one more priority she wants to see is to fund the Extension Service.

Commissioner Trujillo said he agrees with Commissioner Andersen's intent and thinks employees are deserving of the increase and it is a necessity, furthermore there are positions we need to get some help in various departments in terms of additional employees. But the bottom line is where are we going to get the money because we went through the exercise and didn't get anywhere in balancing the budget. Commissioner Trujillo said we need to deal with expenditures on detention both juvenile and adult because it seems to him we need to go out on an RFP in the immediate future for Cornell and find out how much we can run that facility more economically. Commissioner Trujillo said we need to look at the existing contract and maybe have the Attorney General's Office and our attorney and give us some advice as to where we are in terms of that contract. He realized we are going to be out of it in a year in the summer of 2004. The RFP's would help us ascertain what we are looking at in terms of comparable services and hopefully at a savings. The Juvenile Detention Facility is a very expensive operation and that came as a surprise to him today with the expenditures. We should look at operating that facility in house and that is not a question he doesn't expect to be answered now but he thinks we need a feasibility study in running that operation in a more economical fashion.

Commissioner Padilla said he agrees with Commissioner Andersen on the salaries for the employees but we have a real budget problem here and as far as the juvenile detention we need to look into that matter. We need to do what Commissioner Trujillo stated maybe look into an RFP to see what works. Commissioner Padilla said he would take the recommendations of administration, our County Manager and follow on his recommendation.

Commissioner Aguilar had no recommendations or comments.

Chairman Daves said of Commissioner Andersen's four points, data processing, new position, planning and zoning new position, raises and to fund the Extension Service, the one that he sees not in consistent with Mr. Fernandez's recommendation would be to fund the Extension Service. We are trying to find monies and will have trade-off and they are painful for example, as Commissioner Aguilar said to remove the juvenile monitors and Council of Governments. When push comes to shove he supports moving that monies which we don't have to spend from the budget and putting it to fund the Extension Service.

Commissioner Aguilar said to summarize this she feels Chairman Daves is saying to look at the community monitor from the Magistrate and look at the two juvenile monitors and look at the Council of Governments accumulatively that would make up the difference to fund the Extension Service.

Commissioner Andersen says she realizes that is a brick wall that we are facing but the Council of Governments is the voice to the State for many things such as roads, transportation, water resources. Many of the decisions within that organization are things that affect this County heavily. She would hate for the County not to have a full voice and they are on the agenda for June 3, 2003 Commission meeting.

Commissioner Aguilar said we can't have everything and at this point the Extension Service is part of this County, they are contributing to the entire County and we didn't pay for COG they still allowed us to be a member and we were still a voice.

Commissioner Aguilar made a motion that we look at removing the community monitor and the two juvenile monitors and COG to be inclusive to fund the Extension Service. Seconded by Commissioner Trujillo. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0.

Commissioner Trujillo made a motion for administration to look into giving employee's 50c an hour increase for the employees with exception of the County Manager, Business Manager, and Sheriff's Office and elected officials. Seconded by Commissioner Andersen. Discussion. Commissioner Aguilar said to have a motion for a raise to her is giving administration direction to put it in there and she feels that she would prefer to have to wait because we are going to have continuation of this meeting, we are \$400,000 dollars in the red and even bringing in \$200,000 of anticipated revenue we are still \$200,000 in the red and administration is having to balance the budget on that \$200,000 and administration knows we would love to give the employees an increase. To take action today sends a signal that sounds great but we need to wait and we might even do better than 50c an hour, she is not willing to vote on 50c an hour. Commissioner Aguilar abstained from voting. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 3 to Commissioner Aguilar abstaining.

Commissioner Trujillo made a motion to go out for RFP's on the operation of the Adult Detention Facility. Seconded by Commissioner Padilla. Discussion. Commissioner Aguilar voted no. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 3-1.

Commissioner Trujillo made a motion that our attorney and the Attorney General be consulted as to our options as regarding that contract and termination of the contract. Seconded by Commissioner Andersen. Discussion. Commissioner Aguilar said folks you are putting the cart before the horse, the attorney has already responded, the AG has already been contacted at the request of our chairman just by your actions you might just be stepping onto an intentional breach of contract. Commissioner Trujillo said he would clarify his motion that the motion does not suggest that we in any way breach the contract, the motion is simply seeking advice as to where we stand contractually. Commissioner Aguilar said but your first motion is stated to go out for RFP. Chairman Daves called for the vote. Mr. Fernandez said in regards to your juvenile detention contract your agreement requires six months notice. Commissioner Trujillo said the motion was for the Adult Detention Facility. Commissioner Aguilar voted no. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 3-1.

Commissioner Trujillo made a motion regarding the Juvenile Detention Facility that we evaluate the options of running that facility more economically. Seconded by Commissioner Padilla. Discussion. Commissioner Aguilar said the Juvenile Detention budget needs to be approved today or on June 2, 2003 whenever we approve the preliminary budget so are you approving the budget for this coming year and doing a study or asking the budget be withheld. Commissioner Trujillo said no if he were he would have stated such. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Trujillo voted yes. Commissioner Andersen voted yes. Motion carried. 4-0.

Mr. Fernandez said the next budget meeting date will be Monday, June 2, 2003 at 9:00 AM

The next Regular Meeting of the Valencia County Board of County Commission will be held on May 20, 2003 at 5:00 PM Executive Session and 6:00 PM Regular Session in the County Commission Room at the Valencia County Courthouse.

Adjournment

Commissioner Andersen made a motion to adjourn. 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. Time being 4:20 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

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: July 1, 2003