

VALENCIA COUNTY BOARD OF COMMISSIONERS

Regular Meeting

August 19, 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 P.M. Commissioner Aguilar called and said she would be present at this meeting.

Executive Session

Chairman Daves read the agenda for the executive session. Commissioner Trujillo made a motion to enter into executive session. Seconded by Commissioner Andersen. Discussion. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 3-0.

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

Carol Anaya, Human Resources Manager, reported as to what was discussed in executive session. New Hires Pending Pre-Employment Physical /Drug Test, Scott Calcutt, Sheriff’s Department, Early Voting For the September 23, 2003 Special Election for Fidel Aragon, Wilfred Otero, Evangeline Tafoya, Lawrence Otero, Luz Chavez, Evelyn Carbajal, Sally Holcomb and Angie Garcia – Effective, Saturday, September 6, 2003, Voluntary Resignations, Edward Archuleta, Manager’s Office – Effective 8-22-03, Cresencio Aragon, Title V, Older American Program, Effective – 8-15-2003, End of Seasonal Employment, Inez Anaya, Indigent, Effective – 8-15-2003, Status Change From Temporary To Probationary Part-Time, Carmen Sanchez, Medical Van Driver, Older American Program, Return From Maternity Leave With Pay, Adelina Benavidez, Zoning Department, Effective 8-19-2003, Family Medical Leave Without Pay For, Jeff Hogan, Sheriff’s Department, Effective 8-12-2003. The following positions have been posted for Accounts Payable Clerk for the Manager’s Office, Livestock Appraiser (Re-Posted), Assessor’s Office and Mobile Home Clerk (Re-Posted), Assessor’s Office. Instructor’s Certification for Deputy Kelly Jones, Sr., and Street Survival Workshop for Sgt. Mark Lujan and Sgt. Rod Jones. Ms. Anaya reported that the Commissioners have directed personnel to advertise for the fiscal business manager through the National Association of Counties and local newspapers.

Mr. Fernandez said there were concerns that have been relayed to the Board in regards to a County employee and direction was given to administration to meet with the individuals who had concerns and report back to the Board with those concerns.

Tom Garde, County Attorney reported as to what was discussed in executive session. Under pending litigation we discussed the administrative order that has been extended until September 19, 2003 with regards to the Environmental Department order and the County is in the process of resurveying the property that is affected. Mr. Garde said he advised the Commission that the debriefing as has been completed with regards to the People’s Energy appeal and Public Service of New Mexico has filed a brief in support of the County with regards to that case and there has been an appeal filed with regards to Manuel Martinez on the denial of the request of zone change before this Commission at the meeting of July 15, 2003. Also the appeal on the zoning issue with regards to Leroy Aragon and the status of the Harvey Yates lawsuit involving Valencia County. The County filed a lawsuit with regards to the property located on Franklin Road and Curfman Road and a response has been filed by the property owner and they are seeking a quiet title action on that property. No action was taken.

Commissioner Aguilar publicly thanked Mr. Archuleta for the last three months, he has made a big difference with his input and there have been suggestions by him that were needed and supported. All Commissioners seconded that.

Commissioner Padilla made a motion to accept the reports as presented. 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.

Chairman Daves asked Gerald Schell to lead the Pledge of Allegiance.

Approval of Agenda

Chairman Daves asked if Item H could be moved to right after public requests, as the Road Superintendent was ill. Tina Gallegos, County Clerk read the agenda for the August 19, 2003 Regular Meeting. Commissioner Trujillo made a motion for approval of the agenda as presented with the minor changes as stated above. Seconded by Commissioner Andersen. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0.

Approval of Minutes

July 15, 2003

Commissioner Andersen made a motion for approval of the July 15, 2003 Regular Commission Meeting. 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.

Public Requests

Clara Rehr said her concern is and she had mentioned it at a previous meeting that we have so many 20 ft. roads at San Clemente with access to properties.

Jeri Rhoads from Tome said she would like to know more information on the two-acre minimum for rural areas especially since Los Lunas is planning on annexing large parts of the County and how can the County protect this two-acre minimum.

Pat McKelvey, President of the Rio Communities Association said he had appeared before this Commission at the last meeting of August 5, 2003 to discuss a lighting situation on Highway 47 in Rio Communities. Mr. McKelvey asked the Commission to begin the process to expedite the street light installation.

Commissioner Aguilar said several meetings past there was discussion about a referendum and we discussed the possibility of putting the bridge issue to the voters and we were told legally that we could not do that. Commissioner Aguilar requested that the Chairman allow a Resolution to be placed on the agenda for approval stating that there is a need for an access from I-25 to Highway 47 and on that Resolution she would like to state that the Commission did not make a motion or deny approval of the project. It was a fact that they wanted to proceed with the Environmental Impact Study at a cost of a quarter of a million dollars and they have not secured approval from the Corrections Department to cross from I-25 to Highway 314, we now have a new Governor that is very pro-active and we have new Commissioners on the Highway Department and it would behoove us to have a Resolution and get the process going to the State level and to our legislators and also to disclose what the facts really are.

ACTION ITEMS:

GENERAL REQUESTS:

REQUEST TO PURCHASE – EDWARD ARCHULETA

(3) THREE DUMP TRUCKS – ROAD DEPARTMENT

(1) ONE SEMI-TRACTOR SOLID WASTE

Mr. Archuleta said he along with the Danny Trujillo, Road Superintendent are requesting the purchase of three new Mack dump trucks for his department. As stated in the Commission's packets, new trucks are needed to supplement existing trucks and to improve the road maintenance ability. Mr. Archuleta said the cost for the three Mack dump trucks is \$86,551.00 each for a total of \$259,653.00. The financing is tentatively scheduled for 100% financing on a fully amortizing loan at 4.284% payable in annual installments of \$58,771.00 beginning one year after the purchase that being August of 2004 which would be the first payment. The payments would be made from the gross receipts fund Account 463 for equipment. Mr. Archuleta said there are two grader payments and one backhoe payment currently being made from the account. The monthly grader payments are \$1,399.00 each and the backhoe payment is \$890.00 monthly. The grader leases have a balloon option to purchase in November 2004 of \$119,952.00 each. Mr. Archuleta said his recommendation is not to exercise the option and purchase or lease new graders at that time at a similar cost. Mr. Trujillo discussed the usage of the equipment and how in need they are of new equipment. Commissioner Andersen made a motion based on the recommendation of Mr. Archuleta for approval of the request to purchase three new Mack dump trucks. 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.

Mr. Archuleta said Mr. Contreras was not able to attend. We had originally budgeted \$60,000 in capital outlay for solid waste for the purchase of a truck based on the specifications that were presented to us by Mr. Contreras. On looking at the specifications, the \$60,000 was not enough to cover the cost but to buy a used truck. The cost of a new truck is \$81,914 and this was put in the same financing package as the dump trucks at the same rate and same terms of five years. We discussed in the budget process having a legislative appropriation of \$100,000 re-appropriated for this equipment. Mr. Archuleta said on behalf of Mr. Contreras the existing truck is doing the job but for how long and his concern is on breakdowns. The specification of the new truck is designed to adequately transport and maneuver properly on the terrain at the landfill. Mr. Fernandez explained the appropriation monies that he had discussed with Representative Kandy Cordova. Commissioner Andersen made a motion for approval of this request for purchase with the same financing option as

the dump trucks. 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.

PLANNING AND ZONING MATTERS:

FACTS AND FINDING:

FINDINGS & CONCLUSION – TOM GARDE

RIO DEL ORO UNIT 54 – MANUEL MARTINEZ

1160 GABALDON ROAD – DAVID EDDY

Mr. Garde said the first item is this Commission's decision with regards to the denial of the application of Manuel Martinez to amend the zone maps from open space to rural residential. Mr. Garde said within the findings and conclusion of law set out the facts that have been presented, these items were discussed at the hearing with regards to Mr. Martinez. The conclusion reflects that this property was zoned open space and ultimately this Commission decided that it should remain that way. Commissioner Padilla made a motion for approval of the facts and findings. Seconded by Commissioner Aguilar. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted yes. Motion carried. 4-0.

Mr. Garde said this second item was heard at the August 5, 2003 meeting and Mr. Eddy requested a Rural Residential 2 to a Rural Residential 1 attempting to split 2.30 into two lots. This Commission's decision utilized the two-acre minimum requirement denied his request to amend the zone map to the RR1 designation. One of the principal issues was that the property is located at an offset intersection which would create traffic congestion and the applicant did not demonstrate adequately the he can protect the groundwater due to a high water table in that area. This Commission denied that request to amend the zone map. Commissioner Aguilar and Commissioner Padilla recused themselves as they were not present at the August 5, 2003 Regular Meeting. Commissioner Andersen made a motion for approval of the facts and findings. Seconded by Commissioner Trujillo. Discussion. Commissioner Trujillo voted yes. Commissioner Andersen voted yes. Motion carried. 2-0.

UPDATE ON: - RUBEN CHAVEZ

LETTER IN RESPONSE TO FEMA CONCERNS

PROPOSED – VILLAGE OF LOS LUNAS, EDEAL ROAD – ANNEXATION

Mr. Chavez said they had received a CAV (Community Assistance Visit) from FEMA, Department of Safety and they looked at the records, looked at several properties around the County and commented on issues that need to be addressed. As it was stated that Valencia County does have some floodplain management problems that require immediate attention. These were addressed and the requests were met.

Mr. Chavez commented that at the previous meeting he did not have any information but since then the Village of Los Lunas has provided him with that information. Mr. Chavez explained the area that will be annexed, it will be down Edeal Road up to the first elbow of the Fernandez drain and the map does reflect this and from there it will go over the land on the east side of the property and then come back and includes everything south. There are 2200 residents that this will affect. Mr. Chavez said the Los Lunas Schools has joined the petition for annexation territory but not to include the road. Commissioner Aguilar stated that the citizens need to be notified as she has gotten calls from individuals who read this in the local newspaper but we need more information so we can go forward. Mr. Chavez said in discussion with the Village of Los Lunas they will not go forward and annex unless the property owners' petition for it. Mr. Chavez said under our P & Z zoning this property is zoned PD, planned development so this development could occur under our zoning. Mr. Chavez said there will be more information at the Los Lunas Planning and Zoning Commission Meeting held on August 20, 2003 at 6:00 PM in the Village Council Chambers.

DEPARTMENT REQUESTS/REPORTS:

UPDATE ON EMS (INFORMATIONAL) – JOHN CHERRY

Mr. Cherry presented his Mid Year EMS report from January to the end of July. The total number of calls answered by Valencia Volunteer Fire Rescue was 1474. The total number of ambulance transports by fire rescues to Albuquerque hospitals was 72. These are of no charge to the patient. The total number of ambulance intercepts was 51. Mr. Cherry handed out the update and stated the report was a breakdown by Fire Departments. Mr. Cherry stated that Living Cross Ambulance is the only ambulance provider within Valencia County. We are experiencing a crisis with them; they have three trucks to operate within Valencia County and Mr. Cherry said the need is a minimum of five trucks but in times past we have been down to one truck. Fire Rescues transport with two criteria's, if you have a medical emergency that you cannot await the arrival of an ambulance or there is no ambulance available to you so with those two criteria's are the reason we have 72 transports into Albuquerque within the seven-month period. Mr. Cherry said this has been a strain on our EMS budget situation. We understand that Public Regulation Commission did grant Living Cross Ambulance a tariff increase, which was nowhere near what was asked for. The PRC did impose the fact that with this tariff increase it would replace the old vehicles and add two new ones. Mr. Cherry said he along with James Fernandez and Charles Eaton will be attending a PRC meeting next Tuesday and will be meeting with Commissioners Jerome Block and Shirley E. Baca with concerns to the ambulance services. Mr. Cherry said he did touch base with these Commissioners and voiced their concerns and there are some alternatives that we will be going to and we will report back to the Commission. Commissioner Aguilar discussed the tariff increase with regards to the indigent program. Mr. Cherry said at this meeting he will bring back that information. Mr. Eaton discussed the meeting that he had attended in Socorro and the main topic was the salaries in paying the paramedics and purchasing of equipment with regards to Living Cross. The ambulance rate is going

up and Commissioner Aguilar said this is an astronomical figure from \$400 plus to \$618 and plus the \$9.00 per mile. Commissioner Aguilar said we need to have a workshop and invite Dr. Froman because the new Commissioners have not met with him and discuss the ongoing EMS situation. Commissioners did agree that Valencia County has reached a point where EMS services have become a critical mess and if anything that needs attention it is the EMS issue.

REQUEST APPROVAL OF RESOLUTIONS – BUDGET INCREASE – EDWARD ARCHULETA
STIPEND PROGRAM
LEGISLATIVE APPROPRIATION

Mr. Archuleta said what is before the Commission is a Resolution for a budget increase going from General County Account 401 Cash Reserves to FICA and Medicare which is the county benefit match for the stipend. As discussed in previous meetings that Account 401-17-2064 in the amount of \$12,623.00 which is the Fire Marshal's account in the salary section. Mr. Archuleta said we will be prepared to issue checks provided we receive the W-4 forms. Commissioner Andersen said she had attended the last fire chiefs counsel meeting and those in attendance, the majority of the chiefs took a vote and would like to approach the Commission and ask to rescind the stipend vote that we made prior to when we voted to give the stipend. Commissioner Andersen asked Fire Chief, Brian Culp to speak and he agreed that the fire chiefs would ask the Commission to hold off until the fire chiefs were able to do their own research with regards to the stipend program. What they found out was that the W-4 option was put to this Commission but was not of the final approval of the chief's counsel. Mr. Culp said what they would like to do is go for this pay out on a W-9 or 1099 and from there they would like to rewrite the stipend program. Commissioner Andersen said there was reluctance from the volunteers to fill out a W-2 and they did not want to pay taxes on it. The 1099 is an impossibility because you cannot pay anyone over \$600 a year and not file a 1099. Commissioner Andersen said what she got from the meeting was that most of the volunteers don't want to fill out any form. The fire chiefs agreed and took a vote and would ask the Commission not issue stipend checks and will come back to this Commission with a proposal for some sort of reimbursement program that would meet their criteria and not be in conflict with IRS. It is worthwhile to postpone this issue until we can present that proposal to this Commission and the volunteers. This resolution to change the budget to cover the County's liability for matching funds is not required. We have to do that as an action item so Commissioner Andersen asked Mr. Fernandez to put this on the next agenda and then we can rescind our vote at that time. Chairman Daves asked what vote? Commissioner Andersen said the stipend authorization. Commissioner Andersen felt that we need to meet with the fire chiefs and see what they want because that is the group that should make the final decision. Chairman Daves said there was a vote of the public, which authorized the stipend program under specific language, and that specific language will have to be followed unless we go back to another vote of the public. Commissioner Trujillo said he doesn't think that what they are proposing is in contravention of that original vote from the public but at this point we don't know what they will come forward with. Mr. Fernandez said his office had received a call from an individual from District 9 that they were looking forward to receiving their check. Commissioner Aguilar said there is a legal definition and our attorney has checked with IRS and let us know how to proceed but she does respect what the fire chiefs would like to do on this one but is not appropriate to come to this Commission and ask for an approval without going through administration and the attorney and having our attorney give us the legal definition of how we can proceed. We are dealing with the IRS and the term Stipend. Commissioner Aguilar said she would like to give a check for that amount, we may not be able to do that but she feels like we have discussed this issue thoroughly and they need to get their checks. It has been 90 days or longer and they have been waiting for their checks and we need to go forward. Commissioner Andersen said there is nothing in the proposal that we made that suggests we would walk around the legal opinion of our attorney, this has to be a joint operation and we all have to agree on what is legal and right and what the majority of the volunteers would do. Mr. Culp said there is a problem of issuing a W-4 to some of the volunteers because of conflict of working with different agencies. Chairman Daves said he would support to go ahead with the budget increase as a gesture of good faith by this Commission. After further discussion Commissioner Aguilar made a motion for approval of **Resolution 2003-43**. Seconded by Commissioner Padilla. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Padilla voted yes. Commissioner Andersen voted no. Motion carried. 3-1.

Mr. Archuleta said what is before the Commission is a Resolution for a budget increase in the revenue and expenditure side in the legislative appropriations for \$75,000 earmarked for the Los Chavez Fire Department purchase of the property. When the budget was prepared this was not listed in the items so we need to insert this into the budget. Commissioner Trujillo made a motion for approval of **Resolution 2003-44**. 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.

Commissioner Padilla left at 9:00 PM.

APPOINTMENT OF REPRESENTATIVE TO DETENTION AFFILIATE– JAMES FERNANDEZ

Mr. Fernandez said this resolution is being brought forward before this Commission because the Association of Counties has requested that Valencia County acknowledge that we have a designated appointee to the Detention Affiliate. The individual who has been representing Valencia County has been Anthony Romero who is employed by Cornell Corrections and is not a County employee. Commissioner Aguilar made a motion for approval of **Resolution 2003-45** for the appointment of Anthony Romero be designated, as Valencia County's duly representative to the Detention Affiliate. Seconded by Commissioner Trujillo. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Andersen voted yes. Motion carried. 3-0.

UPDATE ON SPACE FOR VOTING MACHINES (INFORMATIONAL) – JAMES FERNANDEZ

Mr. Fernandez said this is an update the Board requested on the space for the voting machines. Three potential sites have been located and the County Clerk has reviewed these sites. Site 1 is 1500 square ft at .83c price per square ft. at a cost of \$1250 per month. Site 2 is 2200 square ft. at .68c price per square ft. and at a cost of \$1500 per month. Site 3 is 5000 square ft. at .60c price per square ft and at a cost of \$3000 per month. The required space that the Clerk has indicated is 2000 square ft at this time. Mr. Fernandez said what we are proposing is that these machines not be moved until after the September 23, 2003 Special Election. The Older American Program has been made aware of when the machines will be moved. Mr. Fernandez said what is acceptable to the County Clerk is Site 2. Ms. Gallegos said she did review the sites with the Business Manager, Mr. Archuleta and she is satisfied that this site would meet the needs of the storage of the voting machines, both the 1242 machines and the new equipment that we would be purchasing for next year.

REQUEST OF APPROVAL FOR - TINA GALLEGOS

IN-STATE TRAVEL – SANTA FE, NM, AUGUST 25 THRU AUGUST 27

Ms. Gallegos said she was going to ask that this item be deleted but this employee is going to Santa Fe but will not need any travel monies. The Secretary of State's Office will pick up the tab for mileage and per diem for Bureau Director, Lawrence Kaneshiro. Commissioner Trujillo made a motion for approval. Seconded by Commissioner Andersen. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Andersen voted yes. Motion carried. 3-0.

REQUEST OF APPROVAL FOR GRANT AGREEMENT – CYNDI SLUDER

LITTER CONTROL & BEAUTIFICATION

Ms. Sluder said she is the Commission's new Tierra Bonita Coordinator and would like to thank the Commission for approving her position. Ms. Sluder said her request is only for a signature of the Chair for the grant agreement on the litter control and beautification grant. Ms. Sluder said as this Commission recalls the purpose of the New Mexico Litter Control and Beautification Act is to accomplish litter control by vesting in the Department authority to eliminate litter from the state to the maximum practical extent through a state coordinated plan of education, control, prevention, and elimination. Commissioner Aguilar made a motion for approval of this request. Seconded by Commissioner Andersen. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Andersen voted yes. Motion carried. 3-0.

FINANCIAL/BUSINESS MATTERS:

REQUEST OF RFP JUVENILE DETENTION AUDIT REPORT/UPDATE – EDWARD ARCHULETA

Mr. Archuleta said this Commission requested an update on the audit for the Adult and Juvenile Detention Facility. Mr. Archuleta said he regrets not being able to complete this task but will defer any information to Mr. Fernandez. Mr. Archuleta said in the Commissioner's packets you will find two samples, one is a sample put out by Santa Fe County and the other is a sample of feedback of what aspects we would want to include or exclude in developing an RFP for the County. Commissioner Aguilar had a concern with the agenda stating only Juvenile Detention but Chairman Daves said during a past meeting it was stated and passed for a request on both the Adult and Juvenile Detention Report. Commissioners will get their comments to the Manager's Office by Friday, August 22, 2003.

AWARD BIDS – EDWARD ARCHULETA

#145 RFD (2) GROUNDWATER WELLS – BELEN LANDFILL

#143 AUDIT SERVICES – AUDIT DETENTION FACILITY

Mr. Archuleta said the item before you is to award of bids; the first one listed is #145 to award the installation of two groundwater wells. Three bids were received for ground water wells to be drilled at the landfill site south of Belen, WDC Exploration & Wells, Advanced Environmental Solutions, Inc. and Hydro Geologic Services, Inc. It was the recommendation of the County Manager to go with the lowest bidder and that being WDC Exploration & Wells in the amount of \$19,860.00. Commissioner Trujillo made a motion for approval of Bid #145. Seconded by Commissioner Andersen. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Andersen voted yes. Motion carried. 3-0.

Mr. Archuleta said the next item before this Commission is #143 to award the audit services for the Adult Detention Facility. Two bids were received for audit services, one from Henderson, Black & Co. and one from Burt & Nagel. It was the recommendation of the County Manager to go with the lowest bidder, which was Henderson, Black & Co., in the amount of \$7,375.13. Commissioner Andersen made a motion for approval of Bid #143. Seconded by Commissioner Trujillo. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Andersen voted yes. Motion carried. 3-0.

APPROVAL OF PAYROLL AND WARRANTS – EDWARD ARCHULETA

Mr. Archuleta presented the computer lists of all the checks issued by the Manager's Office on August 8, 2003 covering payroll process on that date. Payroll Check #58595 thru Payroll Check #58766 inclusive. Deduction Check #73218 thru Deduction Check #73251 inclusive for a listing total of \$185,542.10 and from that amount \$120,441.07 is from the General Fund. Commissioner Trujillo made a motion for approval. Seconded by Commissioner Andersen. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Andersen voted yes. Motion carried. 3-0.

Mr. Archuleta presented the computer lists of all the checks issued by the Manager's Office on August 15, 2003 covering vendor bills processed on that date. Check #73252 thru Check #73360 inclusive for a listing total of \$514,645.72 and from that amount \$44,561.84 is from the General Fund. Commissioner Andersen made a motion for approval. Seconded by Commissioner Trujillo. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Andersen voted yes. Motion carried. 3-0.

Mr. Archuleta said with the approval of payroll and warrants the ending cash balance as of Tuesday, August 19, 2003 is \$1,309,261.26.

MANAGER'S REPORT – JAMES FERNANDEZ
JAIL MONITOR'S REPORT - INFORMATIONAL

Mr. Fernandez reported that for the period of July 26, 2003 to August 14, 2003 the average prisoner count was 135 and of that 121 were males and 14 were females. Mr. Fernandez said as additional information that was presented to the Commission at the last meeting; Cornell was to meet with Socorro County about the possibility of housing inmates at the Adult Detention Facility. Cornell was also meeting with Sierra County who also has shown interest at housing of inmates at our facility. Also, we received a request from San Juan County for housing of inmates, under an old agreement we were updating that but they will be paying the County at a rate of \$82.92 under the old agreement.

Mr. Fernandez reported that the County has received final authorization on the 2003-2004 fiscal year budget. This item will be presented to this Commission formally at the next meeting on September 2, 2003 but this is only for informational purposes. We received a call from DFA last Friday that the Assessor's Office had protested her budget and there was amendments that were required to be made to this budget and we were directed by DFA to make come into compliance with the reappraisal program that the Assessor had submitted to the Property Tax Division. With those revisions the net affect on the General Fund was \$44,159.81 thus reducing our ending cash balance from the anticipated amount of \$1,726,068.00 to \$1,681,908.19. The County still meets its 3/12's requirement. The other request from DFA was in regard to the Fire Protection Fund and there was not the fire allotment that was designated for Highland Meadows, one had been placed in the budget but they were not funded so DFA requested we remove that. This item will be brought before this Commission for public record at the next meeting as required by State Statute.

The next Regular Meeting of the Valencia County Board of County Commission will be held on September 2, 2003 at 9:00 AM Executive Session and 10:00 AM Regular Session in the County Commission Room at the Valencia County Courthouse.

Adjournment

Commissioner Andersen made a motion to adjourn. Seconded by Commissioner Trujillo. Discussion. Commissioner Aguilar voted yes. Commissioner Trujillo voted yes. Commissioner Andersen voted yes. Motion carried. 3-0. Time 9:30 PM.

<p>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.</p>

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: September 2, 2003