

VALENCIA COUNTY BOARD OF COMMISSIONERS

Regular Meeting

December 15, 2004

The Meeting was called to order by Chairman Gary Daves at 5:00 P.M.

PRESENT	ABSENT
Gary Daves, Chairman	
Paul Edward Trujillo, Vice-Chairman	
Aurelio H. Padilla, Member	
	Alicia Aguilar, Member
Mary J. Andersen, Member	
Michael R. Trujillo County Manager	
Wimberly Law Firm, County Attorney	
Tina Gallegos, County Clerk	
Press and Public	

Chairman Daves called the meeting to order. As per motion and roll call vote, pursuant to Section 10-15-1 NMSA 1978, the following matters may be discussed in closed session: limited personnel matters, pending or threatened litigation and other specific limited topics that are allowed or authorized under the stated statute. Commissioner Andersen made a motion to go into Executive Session. Commissioner Trujillo seconded. Motion carried. 3-0. Commissioner Aguilar was absent for the meeting.

Executive Session

Chairman Daves called the meeting back to order and asked for a motion to return to open session. Commissioner Trujillo made the motion. Commissioner Andersen seconded. Motion carried. 3-0.

County Manager reported Curfman Road was discussed under pending litigation. Under personnel matters, Cornell Corporation was discussed. The majority of those employees chose to remain with the county. There were some vacancies and interviews were been done by the jail administrator and one of the captains. This was all that was discussed. Commissioner Padilla made a motion to ratify that all matters discussed were reported. Commissioner Andersen seconded. Motion carried. 3-0.

Pledge of Allegiance led by County Manager Mike Trujillo

Approval of Agenda

County Manager recommended that Item H and Item I be moved as a new Item B, under Item 8. Also, Item K-2 be put as a sub set under 8-D. There was no objection to the changes and the agenda was approved.

Approval of Minutes

Commissioner Andersen made a motion to approve the Minutes of the Regular Meeting of November 17, 2004 and December 1, 2004. Commissioner Padilla seconded. Motion carried. 3-0.

Public Requests

Mr. Frank Messer of 06 Jay Bird Loop was again requesting that action be taken on his request on the condition of 3 Jay Bird Loop. County Manager Mike Trujillo said this issue has been in the court system for over a three year period. Both the enforcement inspector and the attorney thought that substantial work was done. They will continue to work on it, but right now they were dealing with code enforcement issues. Attorney Cynthia Wimberly said this issue had gone before Judge Sanchez who had given strict orders to Mr. Hess, the property owner, to clean it up.

Discussion (Non-Action) Items:
Proclamation for Rupert Baca, Mid-West Community Action Program.....
Commissioner Padilla

Commissioner Padilla presented Mr. Baca with a plaque from the Commission, in acknowledgment and thanking him for his involvement with the Saint Mary's School and as a member of the Community Action Program. He is selfless in other community involvements, Commissioner Padilla said. County Clerk Tina Gallegos read the Proclamation. Mr. Baca accepted the award and thanked the Commission.

County Manager presented Retirees Alfonso Jaramillo, Louie Griego, both from the Road Department a plaque for their years of service. Dan Trujillo, accepted for them. Margaret(Margo) Garcia, Chief Deputy for the Assessor, also retired, received a plaque. Sheriff Richard Perea, presented Paula Weathersby a plaque for her years of service to the county and said she would be missed.

Assistant Fire Marshall Charles Eaton, on behalf of the 250 volunteers, thanked the outgoing commissioners for their support to the fire departments during their tenure as Commissioners. He presented a Certificates of Appreciation to Commissioner Alicia Aguilar, Commissioner Aurelio Padilla and Commissioner Gary Daves.

Commissioner Trujillo and Commissioner Andersen said farewell to Commissioner Daves and Commissioner Padilla. County Manager presented them with a plaque for their years of service.

Presentation on Comprehensive Plan – Town Hall Hearings.....Joe Quintana, MRCOG
Mr. Joe Quintana gave a report regarding the public town hall meetings held through out the county on December 7th and 9th. There was not much participation, but they did have a lot of interest. He presented the proposed goals and objective changes suggested at the workshops. They had added a goal about air quality that was not there before and two more specific objectives. This will be taken back to the steering committee, then come back in January and see if the new commission will approve them. Commissioner Andersen thanked Mr. Quintana for his hard work on this plan.
Exhibit A.

Action Items:
Indigent Appeals/Report.....Barbara Baker
With no objection the Commission convened as the Indigent Board. Ms. Baker presented five indigent appeals to the commission and recommended approval. Commissioner Padilla made a motion to approve the recommendation of Ms. Baker. Commissioner Trujillo seconded. Motion carried. **Exhibit B.**
There was one appeal, Mr. Clyde McKenzie, that Ms. Baker recommended denial. Commissioner Trujillo made a motion to approve on the recommendation. Commissioner Padilla seconded. 3-0.
Exhibit C.

Ms. Baker presented the Indigent claims from November 4th to December 3, 2004. Total amount of claims submitted was \$333,641.50. There were 110 claims submitted and 39 applicant denials. Ms. Baker asked that \$46,627.59 be approved. Commissioner Andersen made a motion to approve. Commissioner Trujillo seconded. Motion carried. 3-0. **Exhibit D.**

Public Hearings:
Ordinance 2004-06, Amendment to Animal Control Ordinance.
Inserting Dangerous Animal Provisions & Amending the Penalty Clause.....
Mike Trujillo

County Clerk Tina Gallegos swore in anyone wishing to speak on this issue. County Manager Mike Trujillo had been asked to address the issue of dangerous animals within the Animal Control Ordinance. We went to the existing ordinance, took out of the new proposed ordinance language that deals with dangerous animals and we have inserted that, he said. He also has a Proposed Amendment No.1 that has two items on it. They also dealt with the penalty clause of the proposed ordinance. Ms. Judy Babcock, Chairman of the Valencia County Animal Control Advisory Board, said the verbiage was exactly what the commission was requesting. Current ordinance only requires that a vicious dog be euthanized. The intent was to identify and be able to protect the public from dangerous animals. If an attack is reported, the animal control director has the option of deeming it dangerous and the owner will then be required to obtain a permit and have it confined.

Public comments included what the definition of dangerous and vicious animals was and what type of fencing was going to be required and how long did they have to do it. Animal Control Director Ann Aragon said they needed the assistance of the public to help them solve this problem. By the public reporting these incidents, we can only speak to the owners and they need to correct the problem. Taking pictures is good, but they need to file a formal complaint so that a judge can determine what to do with these animals.

As far as the amendment to the ordinance, it's a public safety issue of the citizens of Valencia County and a way to assist us, she said. It will be difficult, but she assured the commission, her department would do everything in her power to enforce the ordinance and the amendment.

Proper confinement, she said, will require a good chain link fence that includes a top section and is securely locked. Ms. Aragon recommended approval of this ordinance.

Commissioner Andersen asked when they contemplated on starting this ordinance. County Manager Mike Trujillo guessed, in late January or early February.

Mr. Schwartz said adding resources had not been discussed. When the animal control shows up, things quiet down. Mark Rosenblum, member of the advisory board, said there had been no rush on this ordinance, there had been reasonable public input and they had come up with the basic wording that is in the ordinance. If a dog is deemed dangerous, there is due process provided in the ordinance. If it has

to be confined, the person needs a permit which implies that the premises will be inspected and rules must be complied with. If it is reported vicious, it is then up to the judge.

Commissioner Trujillo said there was an agreement that something needed to be done to protect the citizens from vicious and dangerous dogs. He made a motion to approve the Ordinance. Commissioner Padilla seconded.

Commissioner Andersen made a motion to approve the Valencia County Animal Control Ordinance Amendment . Commissioner Padilla seconded it. Chair Daves asked for the vote. Commissioner Andersen voted yes. Commissioner Padilla voted yes. Commissioner Trujillo voted yes. Motion carried. 3-0. **Exhibit A.**

The motion for the approval of the as amended Ordinance was made and Chair Daves asked for the vote. Commissioner Andersen voted yes. Commissioner Padilla voted yes. Commissioner Trujillo voted yes. Motion carried. 3-0. **Ordinance 2004-06. Exhibit B.**

County Manager Mike Trujillo said this was passed as an emergency clause and based on that, it goes into effect immediately upon the Commission's signatures and filing of the County Clerk.

Commission took a ten minute break.

Ordinance 2004-07, Amendment to Personnel Policy, Dealing with Appointees and making Technical Corrections.....Mike Trujillo

County Manager Mike Trujillo had been directed to draft an ordinance to make the Director of Detention a classified position and in further discussion with the commission, to make the Road Superintendent a classified position. Director of Public Works was inserted as an unclassified position. The Ordinance also addresses technical clean-up where independent contractors are not appointees.

Commissioner Andersen made a motion to approve the Personnel Policy Ordinance. Commissioner Trujillo seconded. Motion carried. 3-0. **Ordinance 2004-07. Exhibit C.**

Resolution 2004-62, Supporting the United States of America Participation in the International Criminal court.....Bill Pratt/Commissioner Daves

Dr. Bill Pratt read the Resolution supporting United States of America Participation in the International Criminal Court. Commissioner Trujillo commended and thanked Dr. Pratt for bringing this to the commission.

Chair Daves said there has been numerous writers in legislation which are designed to cripple this court and not protect the soldier that might be captured. There is also a law that any member of the court cannot give military aid unless the President waives it. He asked that the Commission support it.

Commissioner Padilla said they should be members and he made a motion to approve the Resolution. Commissioner Trujillo seconded. Commissioner Andersen said she knows that it is a very important issue, but knew very little about this court, and for this reason, she would not be able to support the motion. Motion carried. 2-1. Commissioner Andersen voted no. Commissioner Padilla voted yes. Commissioner Trujillo voted yes. **Resolution 2004-62. Exhibit D.**

Request to amend the Zone Maps from: a) I-1 to I-3, Zoned I-1, all of Unit 6, Tierra Grande.....Harvey Yates

James Sanchez representing Mr. Yates said in March, 1999, the County Commission had passed a resolution that had been discussed at the last meeting. The county had recognized that there had been a workshop and voted that this property was going to be zoned SP Industrial. He was requesting that the commission change the designation on the map from I-1 to I-3.

Mr. Leonard Espinoza, an attorney on behalf of Tierra Grande, was opposed, not to the rezoning, but to the opposition of the proposed action in that it's been advanced under the guise of being a mistake in the mapping, rather than an application of a zone map change. There is nothing that indicates that what was done in 1999 was a mistake. The applicant should move to change the zoning of that property. The ordinance that is in place would then provide for procedures that are designed to protect the public and the property rights of the adjoining owners.

Mr. George Koch, as a private citizen, thanked the outgoing commissioners for their efforts and achievements as commissioners. It was an educational pleasure to serve as an appointee to their Valencia County Industrial Committee and to the Valencia County Comprehensive Plan that is in process. There were almost thirty citizens that worked on these programs and the commission members had indicated their acceptance and had given their encouragement and approval on continued development on a plan of industrial control that would assist in attracting employers to the area. There were struggles and misinformation given to the public and they found out that industrial park issues were very important to the public.

The record shows that in the 1999 commission meeting, Harvey Yates and Bob Davey agreed upon a resolution, which said that present zone designations were not suited to governing the developing of large tracts of land. It does not appear that any mistakes have been made from the original classification or the intent of that agreement, other than inactivity. There had been no filing of an application of site planning provisions presented and thus in his opinion, this zone change should not be granted. He asked that this request be denied.

Chair Daves pointed out that site plan approvals are required independent of the zoning, and he wanted this clarified.

Carol Gasperaty a resident of Tierra Grande and the Executive Vice-President for the Board of Directors of the Improvement Association, concurred with Mr. Espinosa and Mr. Koch and wanted to make one more point. A public hearing should involve the public. Many people were out of town and could not be here. She requested a public hearing where the public is available.

Mr. Max Kiehne said this reminded him of a situation that had happened awhile back. The county had adapted a zoning ordinance for the first time and there had been a mistake in the Meadow Lake project. There were lands that had been designated residential rather than commercial. They had gone through the process, to the Planning and Zoning and that's the way that particular mistake was handled.

Mr. Yates said he could show evidence where Valencia County has represented this property as industrial.

A resident of Tierra Grande was concerned with the water and air issue.

Mr. Howard Snell land owner of Tierra Grande did not support this request of zone change.

Mr. Espinoza said the notice of public hearing stated that this was to consider a request to change the zone maps from I-1 to I-3 for the purpose of correcting a zone map mistake. This notice was not a hearing for a zone change.

Commissioner Andersen asked Mr. Yates if he owned all of Unit 6 and Mr. Yates said all but two lots.

Commissioner Padilla wanted to hear from Ruben Chavez as to what his position was. Mr. Chavez said his position and the position of his department was the same as from the last meeting. The Commission had made a decision, but he did not agree that a mistake was made and had put it in the form of a memo.

Commissioner Trujillo said a decision in favor of the Rio Grande Industrial Park to be an I-3 designation and intended for Mr. Yates to be I-1 was baffling to him. He could not put the two together and see how it could be called anything but a mistake. This property conforms with the recommendations of the Heavy Industrial Committee.

County Manager, Mike Trujillo said legislative procedures in changing a zoning map had been followed. It had been published twice prior to this hearing and if approved tonight, it will be published twice after.

Commissioner Trujillo made a motion to approve the request to amend the Zone map from I-1 to I-3 for all of Unit 6 of Tierra Grande. Commissioner Andersen seconded. Commissioner Padilla abstained. Commissioner Andersen voted yes. Commissioner Trujillo voted yes. Chairman Daves voted yes. Motion carried. 3-1. **Exhibit E.**

Resolution 2004-63, Elected Officials Salary Increase

Because of the financial crunch that the county had been in two years ago Chairman Daves stated, all the elected official had taken a 20 % wage cut. Thanks to Commissioner Andersen, all county employees had received a \$.50 raise. Our County Manager had spent an enormous amount of time on a project essential to helping the budget by detribalizing the jail operations. He was asking the commission that they authorize salaries for County Commissioners, Treasurer and the Clerk. The reason was salary for mid-term officials cannot be raised and they could now afford \$13,391.00. The way to implement this would be to authorize the new salaries via an amendment to the existing budget. The responsibility of all elected officials was very high and he wanted to get back in a cycle. Commissioner Padilla said this should have happened a long time ago, with the Legislators having passed legislation to improve the elected officials salaries. He made a motion to increase the salaries of the newly elected officials. Commissioner Andersen asked if they can pass this resolution and send the budget change to DFA, will it be legal? County Manager Mike Trujillo said yes. What he was proposing right now was there was a special budget to cover the proposed increase. Should there be any potential shortfall as they review the mid-year budget, they would ask for an adjustment. Should this not have to go to DFA to do this, Commissioner Andersen asked? Mike Trujillo said what they would have to do is to submit a copy of the Resolution to DFA.

Commissioner Trujillo said that in reading the memorandum, it says they can do this as long as it does not apply to officials in mid-term.

Commissioner Andersen opposed it, until they could give everyone a raise. It sends the wrong message to the rest of the staff. When these people ran for the job, they knew what the salary was.

Commissioner Trujillo said he agreed with Commissioner Andersen, but if they don't do it now, it can't be done later. When you consider the work involved in these positions, he knows they don't run for election because of the salary, obviously. His empathy goes to these individuals and so he seconded the motion.

Commissioner Padilla had made the motion and Commissioner Trujillo seconded.

Chair Daves said the employees had been put against the Extension Service as if it made a difference and many employees were angry that he thought to keep 4H and the Extension Service alive. It was one of those things just like this in a sense. It is unrelated to whether or not our employees get raises. It is the commissioners who remain and the new commissioners who

determine and puts a higher burden on them, to do its best to improve the salaries of the employees. We need to get our elected official on par and there is no other way to do it. Our elected official salaries were cut 20% and they were in pain, but keeping Extension Service alive or not, we would have still had to cut our salary.

Commissioner Andersen was adamant that the budget did not permit this. It was just not the right message that they were sending.

Commissioner Padilla commented that when the employees hours had been cut down, the commission had chose to cut their own salary also. This commission has been very responsible. There have been other commissions, at other times, that have not done that. They have kept their salaries, without regard to their employees. Yes, elected officials realize what the salary is, the head of departments have a big responsibility and he agrees that they should have a raise. For this reason he will vote yes.

Commissioner Trujillo agreed with Commissioner Andersen on the deplorable condition of salaries in this county for employees, and at the same time if this action isn't taken at this time, it can't be done later on. He hopes the employees don't take this as something that shouldn't have been done, because this commission has taken great strides to bring money back in so that we can provide them with adequate salaries and hopefully another salary increase this year.

Commissioner Trujillo said it did not have to be this amount. If they compromise and cut it in half, he would support this. Chair Daves said if this was the only way to get the votes, he would support it also. Michael Steininger read the new figures based on 7.5%. County Commissioners salaries would be \$18,559. Treasurer's and the Clerk's salaries would be \$46,549.

Chair Daves said this would be the amended motion, and called for the vote. Commissioner Padilla voted yes. Commissioner Trujillo voted yes. Commissioner Andersen voted no. Motion carried. 2-1. **Resolution 2004-63. Exhibit F.**

Commissioner Padilla left the meeting..

MR to I-3 Zoned MR; Land of Ron Gentry, located off Hwy 304 Belen.....Ron Gentry

Commissioner Trujillo made a motion to table this item. It was his understanding this was going to be a zone change to I-2 and not to I-3 and considering the hour, it was not a decision to be made at 10:45 PM. Commissioner Andersen seconded. Ron Gentry said this was more applicable than the last act they had taken. He asked for the equity and the equal treatment and consideration that was given to exact same type of error request they had just voted on.

Chair Daves said there was a motion on the table and called for the vote. Commissioner Trujillo voted yes. Commissioner Andersen voted yes. Motion carried. 2-0.

New Year's Holiday Declaration.....Mike Trujillo

Personnel Policy says that if a holiday falls on a Saturday, the employees would get Friday before, which would be December 31st. He requested that it be declared a holiday and approve December 31st as the January 1st, 2005 legal Holiday for the New Year. Commissioner Trujillo made a motion to approve. Commissioner Andersen seconded. Motion carried. 2-0.

Request Approval for disposal of tome/Adelino Fire Department Inventory.....

John Cherry

Mr. John Cherry requested removal of a 1958 Ford 700 by advertising it for sale. Commissioner Andersen voted yes. Commissioner Trujillo seconded. Motion carried. 2-0. **Exhibit G.**

Request Approval of purchase of new Rescue Ambulance for the Los Chavez FD

John Cherry

Mr. Cherry requested approval of a piggyback RFP from the City of Belen for a new rescue ambulance. The cost of the bid is \$75,632.00. The excise tax for Los Chavez covers this and so Commissioner Andersen made a motion to approve. Commissioner Trujillo seconded.

Motion carried. 2-0. **Exhibit H.**

Request Award Bid # 566, Quick Attack Truck, Jarales Pubelitos FD.....John Cherry

This request was to award a bid for a Quick Attack Truck to Pete's Equipment. The cost is \$118,000.00 sealed bid. Commissioner Andersen made a motion to approve. Commissioner Trujillo seconded. Motion carried. 2-0. **Exhibit I.**

Request Approval of Joint Powers Agreements for Adult Detention Services.....

Mike Trujillo

This request was for approval of Joint Powers Agreement for Adult Detention Service for the Pueblo of Isleta and the Village of Los Lunas. Commissioner Trujillo made a motion to approve. Commissioner Andersen seconded. Motion carried. 2-0. **Exhibit J.**

Request Approval of Transfer/Donation of Property/ Real Property Transfer- Los Lunas Public School district-Land in Tome, Tract 102-B for Tome-Adelino Community Center.....Mike Trujillo

This request was from the Los Lunas Public Schools to the Valencia County. This is for real property transfer in Tome which would allow for the design and the construction of the Adelino/Tome Community Center. Commissioner Trujillo made a motion to approve. Commissioner Andersen seconded. Motion carried. 2-0. **Exhibit K.**

Donation of Tangible Personal Property- Sheriff’s Department.....Sheriff Perea

This was a donation of tangible personal property from RBC Dain Rauscher. Commissioner Andersen made a motion to approve. Commissioner Trujillo seconded. Motion carried. 2-0.

Exhibit L.

Request Approval of Contracts:

Disposal of White Goods.....Cyndi Sluder

For some time Conejo has been accepting white goods and taking it to Albuquerque Metals and had received 500th of a penny per pound and so it was not worth the time and effort to go there. Cyndi had received three different bids on services and she recommended that they award Jaco Environmental Services. Commissioner Andersen made a motion to approve. Commissioner Trujillo seconded. Motion carried. 2-0. **Exhibit M.**

Food Services Contract Adult Detention Center.....Michael Steininger

Michael Steininger was asking for permission to accept and sign a contract with Canteen Corporation for food and food service, which they presently have the contract. They also supply food service to the Juvenile Detention Center. Commissioner Trujillo made the motion to approve the request. Commissioner Andersen seconded. Motion carried. 2-0. **Exhibit N.**

Medical Management Services Contract.....Mike Trujillo

Ms. Rita DeHerrera from Management Team Solutions, Inc was in the audience if the commission had any questions on this contract. The provision of medical services was the most critical provision for the Adult Detention Center and so they had RFP. MTS was the only one that had submitted a proposal. He was proposing that they enter into contract with this firm. Commissioner Trujillo asked if their proposal falls within the budget. Mr. Mike Trujillo said yes. Chair Daves asked if they could do it at midnight with a full staff. Ms. DeHerrera said she would make sure that come midnight, they would be medically staffed. She said San Miguel had given them three days, they get monthly reports and they hope to do the same thing for Valencia County. Commissioner Andersen made a motion to approve the contract. Commissioner Trujillo seconded. Motion carried. 2-0. **Exhibit O.**

Commissary Contract/Adult Detention.....Michael Steininger

Michael Steininger asked to amend to amend this contract request, to make it a permission to accept and sign, subject to satisfactory negotiation, and review for legal sufficiency by the county. Right now Swanson Service Corporation provides the service, but both Cornell employees and Cornell Corporation are not satisfied with their service. County Manager Mike Trujillo and himself have met with a representative of Keefe Group and they have supplied a menu that can be adjusted. It has no budget impact for the county. Commissioner Andersen made a motion to approve. Commissioner Trujillo seconded. Motion carried. 2-0. **Exhibit P.**

Jail Management Software/Adult Detention.....Michael Steininger

Mr. Steininger requested permission to purchase Jail Management Software for the Center that is manufactured by Digital Solutions, Inc. We have two options; we can purchase directly from Ditigal Solutions or Cornell has offered to include it as part of the overall fixed asset purchase that the County and Cornell are still negotiating. The advantage is that it is already on the file server. They have dropped the amount of \$200,000.00 down to \$125,000.00 to include everything that they have over there. He was asking for approval to go ahead. It had been originally budgeted for \$50,000.00. Commissioner Trujillo made a motion to approve. Commissioner Andersen seconded. Motion carried. 2-0. **Exhibit Q.**

Approval of Findings of Fact, Conclusions of Law and Decisions.....

Cyndi Wimberly/Adren Nance

01 Sunset Road consisting of 2.58 Acres from RR-2 to C-2, John Gurule

11 Vigil Road consisting of .47Acres from RR2 to C1, Barbara Marquez

Hwy 314 & I-25 By-Pass containing 5.07 Acres C-1 to C-2, Lawrence Valenzuela

42 fire Station Road containing 2.0 Acres from RR2 to RR1, Santos & Felia Ayala

Lands of Tonaldd Rocca Tr. 4 from AP to RR2, Ronald Rocca

Ms. Wimberly presented the Finding of Fact & Conclusions of Law and Decisions on the above items The Ordinance requires that these decisions be put in writing and this is what she had prepared for them. Commissioner Andersen made a motion to approve Item J, 1-5. Commissioner Trujillo seconded. Motion carried. 2-0. **Exhibit R.**

Financial Matters.....Michael Steininger

Resolution 2004-64, Budget Increase for Over/Time Reimbursement Program, Dept of Justice

Mr. Steininger requested approval to reflect a reimbursement from the Department of Justice for the Organized Crime Drug Enforcement Task Force. It is a contract for one year, from November 2004 to November 2005. The maximum amount reimbursed is \$10,000.00. Commissioner Andersen made a motion to approve the request. Commissioner Trujillo seconded. Motion carried. 2-0. **Exhibit S.**

Award Bid #566, Quick Attack Pumper

Resolution 2004-65, Transfer of Funds, Increase Expense Budget

Commissioner Andersen made a motion to approve this item. Commissioner Trujillo seconded. Motion carried. 2-0. **Resolution 2004-65. Exhibit T.**

Resolution 2004-66, Adult Detention Center Budget

This was a resolution regarding the approval of the final budget for the county assuming operation of the Adult Detention Center. The attached documents are broken into two separate budgets. Presently they have operated under Fund 407, the sheets show a projected revised completion which will come out to \$1,895,884.00 based on current estimates. It has now been set up as Fund 422, with the projected budget for the remainder of the year as \$1,342,062.00. This requires Commission approval and DFA approval. Commissioner Trujillo made a motion to approve. Commissioner Andersen seconded. Motion carried. 2-0. **Resolution 2004-66. Exhibit U.**

Resolution 2004-67, Request Approval of Endorsing PERA Enhancement Change..... Sheriff Perea

Sheriff Perea requested adoption of a resolution authorizing an election for adopting PERA Plan 5, a municipal police member coverage. This will change from the current plan of 26 years at 60% maximum to 22 years, 11 months at 80%. County Manager said the commission needs to pass the resolution and once that is done, they would have an election on February 9th which the County Clerk would supervise. Should it be voted in, it will then be reported to PERA and the implementation would be based on budget availability, about \$180,000. per year. This was shown at this year's budget review and would take effect on July 1, 2005. Commissioner Trujillo made a motion to approve. Commissioner Andersen seconded. Motion carried. 2-0. **Resolution 2004-67. Exhibit V.**

Request to out source Payroll

Michael Steininger said the business office was picking up all of the business operations at the Adult Detention Center and was asking to restructure his department and out source certain operations that can be done more effectively outside and to redeploy that person to cover some of the additional responsibility that would be taken on. He was requesting approval to begin research and request invitation to bid for out-sourcing of payroll. Commissioner Trujillo made a motion to approve. Commissioner Andersen seconded. Motion carried. 2-0. **Exhibit W.**

Request Approval of Roof Repair at Juvenile Detention Center.....Michael Steininger

On December 8th, Michael had attended a Juvenile Detention Regional Board meeting. The damage in the roof is more extensive than expected. The last estimate to repair was for \$20,000. The county's portion would be \$10,000. He will be coming back for approval to proceed with the repairs.

Approval of Payroll & Warrants.....Michael Steininger

There were four Warrants totaling \$142,527.07 and Payroll for \$198,466.38. The balance in the General Fund as of December 14th is \$1,766,400.92. Mr. Steininger was requesting approval. Commissioner Andersen made a motion to approve. Commissioner Trujillo seconded. Motion carried. 2-0. **Warrants, Exhibit X. Payroll Exhibit Z.**

County Manager's Report

December 31, 2004, Swearing In of Newly Elected Officials- 2:00PM, Commission Room
 Future Commission meetings, change of dates and times;
 January 5, 2005, 5:00PM, Organization Meeting, Commission Room
 January 7, 2005, Regular Commission Business Meeting
 January 21, 2005, Regular Commission Business Meeting
 The week in between, the second Wednesday, starting at 5:00 would be a public hearing meeting with no actions taken.

Adjournment: 11:45PM

The next Regular Meeting of the Valencia County Board of County Commission will be held on January 7, 2005 at 5:00 PM in the County Commission Room at the Valencia County Courthouse.

NOTE: All proposals, documents, items, etc., pertaining to items on the agenda of the, December 15, 2004 Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.

VALENCIA COUNTY BOARD OF COMMISSIONERS

**ss/
LYNETTE STUBLEFIELD, MEMBER**

**ss/
PAUL EDWARD TRUJILLO, MEMBER**

**ss/
RON GENTRY, MEMBER**

**ss/
GEORGIA OTERO-KIRKHAM, MEMBER**

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

ATTEST: ss/

TINA GALLEGOS, COUNTY CLERK

DATE: January 7, 2005