

VALENCIA COUNTY BOARD OF COMMISSIONERS

Business Meeting

February 18, 2005

The Meeting was called to order by Chairman Mary Andersen at 9:00 A.M.

| PRESENT                              | ABSENT |
|--------------------------------------|--------|
| Mary J. Andersen, Chairman           |        |
| Georgia Otero-Kirkham, Vice-Chairman |        |
| Paul Edward Trujillo, Member         |        |
| Ron Gentry, Member                   |        |
| Lynette Stublefield, Member          |        |
| Michael R. Trujillo County Manager   |        |
| Wimberly Law Firm, County Attorney   |        |
| Tina Gallegos, County Clerk          |        |
| Press and Public                     |        |

Pledge of Allegiance led by Commissioner Ron Gentry

Approval of Agenda

Approved unanimously.

Approval of Minutes

Vice-Chair Georgia Kirkham made a motion to approve the Minutes of February 4<sup>th</sup> and February 9<sup>th</sup>, 2005. Commissioner Stublefield seconded. Motion carried unanimously.

Public Requests

None

Discussion (Non-Action) Items

Commission Communication/Questions.....County Commissioners

Commissioner Stublefield reported attending a Work Force Chief Elected Officers Officials meeting on February 10<sup>th</sup>.

Vice-Chair Kirkham reported attending a Valencia Board of County Realtors breakfast along with Chair Mary Andersen and Commissioner Ron Gentry on February 8<sup>th</sup>.

Chair Andersen has been invited to attend a monthly luncheon with the three Mayors of Valencia County on informal issues within the county. Tape 1-87.

Action Items

Board of commissioners Convene as Indigent Board

Indigent Appeals/Reports.....Barbara Baker

Ms. Baker reported three appeals and recommended approval. Commissioner Stublefield made a motion to approve all three. Commissioner Gentry seconded. Motion carried unanimously.

Exhibits A,B,C.

Ms. Baker presented the Indigent Report with 101 claims submitted and 37 denials. Total amount from January 7<sup>th</sup> through February 4<sup>th</sup>, 2005 is \$353,769.32. Ms. Baker asked for approval of \$66,345.14. Commissioner Trujillo made a motion to approve. Commissioner Stublefield seconded. Motion carried unanimously. **Exhibit D.** Tape 1-305

Board re-convenes as County Commissioners.

Request Approval to Acceptance Donation of Property for water Tanks

Highland Meadows Estate, Unit 5 Lot 63.....John Cherry

Mr. Buddy Majors of the Three Bar Land Co. in Highland Meadows is donating one acre of land for the purpose of installing a fire suppression overhead water tank on the south side of the railroad tracks. He has also agreed to use his well to fill the tank. Commissioner Stublefield made a motion to approve. Commissioner Gentry seconded. Motion carried unanimously. **Exhibit E.** Tape 1-395

Request Approval to Publish:

An Ordinance Relating to Personnel, Amending Personnel Policy Manual Dealing with Appointees, Creating Administrative Department Director.....Mike Trujillo

This ordinance creates four department level appointees under the County Commission.

Commissioner Gentry made a motion to amend or add to the ordinance, that the Road Superintendent, the Director of Older American Programs and the Fire Marshall be put in exempt positions.

The Organization Chart had been approved officially, and the intent was that the Director of Older American Programs and the Director of Animal Control be deliberately removed from exempt positions. If this ordinance was not what they wanted, they might re-consider the Organization Chart, Chair Andersen said. Commissioner Trujillo agreed.

According to Attorney Wimberly this was a proposal for publication and it could be changed now or at the Public Hearing Meeting..

Commissioner Gentry restated his motion to amend the proposal to include, as an exempt position, the Road Superintendent, Director of Older American Program and the Fire Marshall. Vice-Chair Kirkham seconded. Motion carried. 3-2. Commissioner Trujillo voted no. Chair Andersen voted no.

Commissioner Gentry made a motion to publish the ordinance as amended. Commissioner Stublefield seconded. Motion carried. 3-2. Commissioner Trujillo voted no. Chair Andersen voted no. Tape 1-500

**An Ordinance Relating to Franchises, Granting Comcast of New Mexico, Inc Authority to Provide Cable System Services in Valencia County.....Mike Trujillo**

This authorizes the County Manager to proceed with publication of a new franchise with Comcast of New Mexico, Inc. The current franchise expired on January 21<sup>st</sup> and the new one proposes a franchise fee which was not included in the old contract. Commissioner Gentry suggested requesting 5% on the initial publishing. In reviewing the proposal, Ms. Wimberly said, the Board had the ability to regulate the fees that the cable company charges. It is a very lengthy and fairly complicated process, and, they would have to be certified by the FCC. This would also have to be done before this ordinance gets adopted. Chair Andersen asked what kind of process and how long it would take to become a certified board. Ms. Wimberly will do a summary of the requirements and bring it back to the commission. Commissioner Trujillo made a motion to approve. Commissioner Gentry seconded. Motion carried unanimously. **Exhibit F.** Tape 1-768

**Award of Contract for Legal Services.....Mike Trujillo**

Six proposals submitted for legal services to the County had been evaluated and awarded points by the Board of Commissioner who had met as a selection committee on February 4<sup>th</sup>. Wimberly Law Firm had been awarded the highest points. Commissioner Gentry made a motion to retain the Wimberly Law Firm for another year. Commissioner Stublefield seconded. Motion carried unanimously. **Exhibit G.** Tape 1-1254

**Final Action on Public Hearing held 2-9-05.....Ruben Chavez/George & Karen Lyons**

Having heard the comments at the Public Hearing, Vice-Chair Kirkham made a motion to approve the request. Commissioner Stublefield seconded. Motion carried unanimously. **Exhibit H.** Tape 1-1335

**Request Approval on 01-2 County Code of Conduct Policy.....Mike Trujillo**

Vice-Chair Kirkham made a motion to approve the request. Commissioner Stublefield seconded. Motion carried unanimously. **Exhibit I.** Tape 1-1409

**Financial Items:**

**Bid #572-2005 Notice of Valuations.....Beverly Gonzales**

Automated Election Service was the only company who had submitted a bid in the amount of \$10,590.53. Ms. Gonzales recommended approval. Commissioner Trujillo made a motion to approve. Commissioner Stublefield seconded. Motion carried unanimously. **Exhibit J.** Tape 1-1609.

**Bid #573-“Self-Contained Breathing Apparatus & Radio Communications Systems”.....John Cherry**

Mr. Cherry requested the Commission to award the bid to First In Inc. for the purchase of air packs and air pack communications for the Valencia County Fire Departments. The proposal bid was \$21,068.59. Commissioner Stublefield made a motion to approve. Commissioner Trujillo seconded. Motion carried unanimously. **Exhibit K**

**Bid#569-Foods-Non-Foods Older American.....Michael Steininger**

**Bid#570-Meat,Fish & Poultry Products**

**Bid#571-Dairy Products**

Mr. Trujillo spoke on behalf of Mr. Steininger for approval of Bid#569, Bid #570 and Bid #571. Commissioner Trujillo made a motion for approval. Commissioner Stublefield seconded. Motion carried unanimously. **Exhibit L, M, N**

**Resolution 2005-19, Fire Protection-Purchase Safety Equipment.....Michael Steininger**

Mr. Trujillo requested a budget increase of \$22,000 for safety equipment for the purchase of 6 new complete sets of self contained breathing apparatus and 5 radio communication systems. Commissioner Trujillo made a motion for approval of **Resolution 2005-19.** Seconded by Commissioner Stublefield. Motion carried unanimously. **Exhibit O**

The next Regular Meeting of the Valencia County Board of County Commission will be held on XXXXXX at X:00 XM in the County Commission Room at the Valencia County Courthouse.

### **Adjournment**

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

### **VALENCIA COUNTY BOARD OF COMMISSIONERS**

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

**ss/  
GEORGIA OTERO-KIRKHAM, VICE-CHAIR**

**ss/  
PAUL EDWARD TRUJILLO, MEMBER**

**ss/  
RON GENTRY, MEMBER**

**ss/  
LYNETTE STUBLEFIELD, MEMBER**

**ATTEST: ss/**

**TINA GALLEGOS, COUNTY CLERK**

**DATE: March 18, 2005**