

VALENCIA COUNTY BOARD OF COMMISSIONERS

Business Meeting

May 19, 2006

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

1. The meeting was called to order by Chairman Paul Trujillo at 9:06 AM.
2. Chairman Paul Trujillo asked Jane Moorman to lead the Pledge of Allegiance.

3. Approval of Agenda

Mr. Trujillo said on item 7g (Approval of Memorandum of Understanding with Village of Los Lunas) should also include the City of Belen for the Summer Recreation Program. Chairman Trujillo said that Commissioner Gentry provided a copy which states that it provides financial support for the summer recreational program for the benefit of the youth in the City of Belen. The amount is \$3000.00. Commissioner Pinkston moved for approval with the above amendment. Seconded by Commissioner Kirkham. Motion carried unanimously.

4. Approval of Minutes

May 5, 2006 – Business Meeting  
May 10, 2006 – Public Hearing

Commissioner Gentry said on the May 5th minutes it states \$4.264 million dollars in our General Fund cash reserves. Mr. Trujillo said this is incorrect and was based on a report that we get from the County Treasurer, which was a 4.2, however, our finance director found an error where funds were transferred into the General Fund which should not have been and this would change to \$3.7 million dollars. Commissioner Gentry asked is this cash reserves or cash balance. Mr. Trujillo said this is cash reserves as stated on the Treasurer's Report. Mr. Trujillo said he would get the right language, he did not bring that report with him. Commissioner Andersen said there is a couple of things in the report of the minutes of what we did about the personnel ordinance and do we need to correct the minutes now or do we wait until we get to the personnel ordinance. Chairman Trujillo suggested to correct the minutes now. Commissioner Andersen said on page 5 of the May 5<sup>th</sup> meeting, No. 21 Bereavement Leave not to exceed three working days and somehow it reads per year got in there and since she wrote that per year was not in there. Commissioner Andersen said she would like those two words removed. Mr. Trujillo said the way the policy is written it is three working days per year. Commissioner Andersen said that is not the revision that she was promoting. Chairman Trujillo said he remembers it being three days and not per year. Commissioner Gentry said we can look at the document when they get to it. Commissioner Andersen said on page 5, eight paragraphs down where it states Commissioner Andersen made a motion that after the probationary period should follow an evaluation process, the objective should read an evaluation process should immediately follow the probation period instead of the wording that is there. Chairman Trujillo said then it should read that after a probationary period there should be an evaluation process. Commissioner Gentry said all it should say is take out should to shall. Commissioner Andersen said it should read made a motion that an evaluation process shall immediately follow the probationary period whether it is six months or a year. Commissioner Andersen moved for approval as amended. Seconded by Commissioner Gentry. Motion carried unanimously. Commissioner Gentry moved approval of the May 10, 2006 Public Hearing meeting. Seconded by Commissioner Kirkham. Motion carried unanimously.

5. Public Requests

William Dean said he has a request of the Commission, listening to the news on the horrendous development in Albuquerque on the west side, we need to preserve the water, what can we do to where we have enough water to support all of the growth.

6. Discussion (Non-Action) Items
- a. Commissioner Communication or Questions – County Commission
- None
- b. Reports from Boards, Commissions & Committees – County Commission
- None

## **7. Action Items**

### ***Board of Commissioners convenes as Indigent Claims Board***

Commissioner Gentry moved to convene as the Indigent Claims Board. Seconded by Commissioner Pinkston. Motion carried unanimously.

#### **a. Indigent Report/Appeal – Barbara Baker (Exhibit A)**

Ms. Baker presented the Indigent Claims from April 7, 2006 to May 5, 2006. The amount of claims submitted was \$131,697.55, there were 57 claims submitted, there were 12 applicant denials. Ms. Baker recommended the Commission approve \$36,677.37. Commissioner Andersen moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

Ms. Baker presented the indigent appeal for Sandra Harvey. She was denied after the 90 day limit and Ms. Baker recommended approval of the (2) Presbyterian Hospital bills in the total amount of \$1,612.38. Commissioner Pinkston moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously. **(Exhibit B)**

### ***Reconvene as Board of County Commission***

Commissioner Andersen moved to reconvene as County Commissioners. Seconded by Commissioner Pinkston. Motion carried unanimously.

#### **b. Accept Findings of Fact & Conclusion of Law Decisions – County Commission**

##### **1) AP to RR2 for the purpose of development with low density residential housing all of Tract A & Southerly 8.7 acres, Tract B located off of John Rd/John Whisenant (Exhibit C)**

Commissioner Gentry moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

##### **2) AP to RR1 for the purpose of creating smaller lots Tract 10-B-1B, Land of Carlos Castillo-Heirs (Exhibit D)**

Commissioner Gentry moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

#### **c. Final Action on Public Hearing held May 10, 2006 – County Commission**

##### **1) Amend Zone Maps from AP (Agriculture Preservation) to RR1 (Rural Residential One Acre Minimum) Tract 10 Map 116, AKA 1506 Hwy 304 Veguita, NM/Eli Storey**

Commissioner Gentry moved for approval. Seconded by Commissioner Andersen. Motion carried unanimously.

##### **2) Approval or Denial of Transfer of Ownership for Liquor License #807 Proposed location is 90 El Cerro Mission Rd, Los Lunas, dba Quick Stop – County Commission (Exhibit E)**

Commissioner Kirkham moved for approval. Seconded by Commissioner Gentry. Motion carried unanimously.

#### **d. Request to publish for zone change regarding public facilities – Cynthia Wimberly (Exhibit F)**

Ms. Wimberly presented the above item to the Commission. Commissioner Gentry moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

#### **e. Request Approval of Donation of funds as Match for Health Care Facility Funds – Mike Trujillo (Exhibit G)**

Commissioner Gentry moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

#### **f. Approval Of Mutual Assistance agreements with Central NM Correctional Facility**

##### **1) Valencia County Sheriff's Department – Richard Perea (Exhibit H)**

Mr. Perea presented the above annual agreement. Commissioner Pinkston moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously.

##### **2) Valencia County Detention Center – Michael Oliver (Exhibit I)**

##### **3) Los Chavez Fire Department – Charles Eaton (Exhibit J)**

Commissioner Gentry moved for approval of the above two item agreements. Seconded by Commissioner Andersen. Motion carried unanimously.

#### **g. Approval of Memorandum of Understanding with Village of Los Lunas for the Summer Recreation Program – Kathy Martinez (Exhibit K)**

Commissioner Andersen moved for approval for both of the memorandums of understanding for the Village of Los Lunas and the City of Belen. Seconded by Commissioner Kirkham. Motion carried unanimously.

#### **h. Approval of Architect's Agreement for Casa Colorado Project – Village Architects – Vangie Gabaldon (Exhibit L)**

Ms. Gabaldon presented the above item. Commissioner Gentry moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

**i. Request to Relinquish Title III E Respite and Homemaker Funded Program – OAP – Vangie Gabaldon (Exhibit M)**

Commissioner Pinkston moved for approval. Seconded by Commissioner Gentry. Motion carried unanimously.

**j. Approval of JPA for the Valencia County Regional Emergency Communications Center – Mike Trujillo (Exhibit N)**

Mr. Trujillo requested the approval of the joint powers agreement between the City of Belen and the Village of Los Lunas, Village of Bosque Farms and the County of Valencia. Commissioner Pinkston moved for approval. Seconded by Commissioner Andersen. Motion carried unanimously.

**k. Resolution 2006-20, Relating to Administration, Amending Resolution 2006-17, Personnel Rules and Regulations – County Commission (Exhibit O)**

Ms. Wimberly presented the above item and discussed the amended changes concerning the resolution. Commissioner Andersen moved for approval. Seconded by Commissioner Gentry. Motion carried unanimously.

**I. Financial Matters**

**1) Award RFP #161 – Comanche Springs Projects for EPA Planning Grant – Jacqueline Guilbault (Exhibit P)**

Ms. Guilbault requested to award RFP #161 to Hydrosphere Resource Consultants for the Comanche Springs Projects. VIA will provide the matching fund and there is no financial impact to Valencia County. Commissioner Gentry moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

**2) Resolution 2006-21 Budget Increase for OAP Kitchen Equipment Replacement – Vangie Gabaldon (Exhibit Q)**

Commissioner Andersen moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

**3) Resolution 2006-22 Budget Increase for Jarales Community Center – Vangie Gabaldon (Exhibit R)**

Chairman Trujillo moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously.

**4) Resolution 2006-23 Adopting the 2006/2007 Fiscal Year Preliminary Budget – County Commission (Exhibit S)**

Commissioner Gentry moved for approval. Seconded by Commissioner Andersen. Motion carried unanimously.

**5) Approval of Payroll & Warrants**

Mr. Trujillo presented the computer printout list of all the checks issued by the Manager's Office on May 12, 2006 covering payroll process on that date. Payroll Check #73136 thru Payroll Check #73366 inclusive. Deduction Check #84811 thru Deduction Check #84848 inclusive for a listing total of \$273,186.44. **(Exhibit T)**

Mr. Trujillo presented the computer printout list of all the checks issued by the Manager's Office on May 12, 2006 covering vendor bills processed on that date. Check #84849 thru Check #84855 inclusive for a listing total of \$175,629.71. **(Exhibit U)**

Commissioner Gentry moved for approval of payroll & warrants. Seconded by Commissioner Kirkham. Motion carried unanimously.

**8. Executive Session**

Commissioner Gentry moved to enter into executive session. Seconded by Commissioner Andersen. Commissioner Pinkston voted yes. Commissioner Gentry voted yes. Commissioner Andersen voted yes. Commissioner Kirkham voted yes. Chairman Trujillo voted yes. Motion carried 5-0.

Commissioner Pinkston moved to enter into regular session. Seconded by Commissioner Kirkham. Motion carried unanimously.

Ms. Wimberly reported on matters that were discussed in executive session, personnel matters were discussed, the status of an appeal to the Assessor's Office thru the Flowers case that was heard last week and was decided against the County, discussed was the case of Curfman Road that was heard before the court this week and was decided in favor of the County, discussed was two other cases filed against the County by Allied Ready Mix and Diane Wade. No final action was taken and not other issues were discussed.

Commissioner Pinkston moved for approval of the above report. Seconded by Commissioner Kirkham. Commissioner Andersen voted yes. Commissioner Gentry voted yes. Commissioner Kirkham voted yes. Commissioner Pinkston voted yes. Motion carried 5-0.

**9. County Manager's Report (Informational Only)**

**NMAC 70<sup>th</sup> Annual Conference – June 21-23, 2006, Taos NM**

Mr. Trujillo stated if any Commissioners were planning on attending to let him know so staff can reserve rooms.

**10. The next Regular Meeting of the Valencia County Board of County Commission will be held on June 2, 2006 at 9:00 AM in the Los Lunas Schools Consolidated Board Room.**

**11. Adjournment**

Commissioner Andersen moved to adjourn. Seconded by Commissioner Kirkham. Motion carried unanimously.

**NOTE:** All proposals, documents, items, etc., pertaining to items on the agenda of the May 19, 2006 Business Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.

**VALENCIA COUNTY BOARD OF COMMISSIONERS**

**ss/  
PAUL EDWARD TRUJILLO CHAIRMAN**

**ss/  
RON GENTRY, VICE-CHAIRMAN**

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

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

**ss/  
LYNETTE PINKSTON, MEMBER**

**ATTEST: ss/**

**TINA GALLEGOS, COUNTY CLERK**

**DATE: June 16, 2006**