

# VALENCIA COUNTY BOARD OF COMMISSIONERS

## Special Meeting

January 30, 2008

PRESENT	ABSENT
Pedro G Rael, Chairman	
Georgia Otero-Kirkham, Vice-Chairman	
David R Medina, Member	
Ron Gentry, Member	
Lynette Pinkston, Member	
Eric Zamora, County Manager	
Cynthia R. Wimberly, County Attorney	
Sally Perea, County Clerk	
Press and Public	

1). The meeting was called to order by Chairman Pedro Rael at 3:30 P.M.

2). Chairman Rael led the Pledge of Allegiance

### 3). Approval of Agenda

Chairman Pedro Rael informed the Commission that there was one item on the agenda to be discussed in Executive Session and asked for a motion to approve, with Commissioner Medina making the motion. Commissioner Kirkham seconded. Motion carried unanimously.

### 4). Executive Session- Pursuant to Section 10-15-1 NMSA 1978, the following matters may be discussed in closed session: a. limited personnel matters; b. pending or threatened litigation, and c. other specific limited topics that are allowed or authorized under the stated statute.

Chairman Rael asked for a motion to go into Executive Session to discuss pending litigation, Cordova vs. Valencia County, 13<sup>th</sup> Judicial District No. D-1314-CV-200700577. Commissioner Kirkham made the motion. Commissioner Medina seconded. Commissioner Pinkston voted yes, Commissioner Kirkham voted yes, Chairman Rael voted yes, Commissioner Gentry voted yes and Commissioner Medina voted yes. Motion carried unanimously

**Motion and roll call vote to go back into regular session.** Chairman Rael asked for a motion to reconvene as regular board. Commissioner Gentry made the motion. Commissioner Medina seconded. Commissioner Pinkston voted yes, Commissioner Kirkham voted yes, Chairman Rael voted yes, Commissioner Gentry voted yes and Commissioner Medina voted yes. Motion carried unanimously.

### Summary of items discussed in closed session.

County Attorney Cynthia Wimberly stated pending litigation on Cordova vs. Valencia County, 13<sup>th</sup> Judicial District No. D-1314-CV-200700577 was discussed and no final action was taken.

Chairman Rael asked for a motion that that was what was discussed in closed session as summarized by Attorney Cynthia Wimberly. Commissioner Kirkham made the motion. Commissioner Gentry seconded. Commissioner Pinkston voted yes, Commissioner Kirkham voted yes, Chairman Rael voted yes, Commissioner Gentry voted yes and Commissioner Medina voted yes. Motioned carried unanimously

### 5.) Consideration of direction to counsel in Cordova vs. Valencia County, 13<sup>th</sup> Judicial District No. D-1314-CV-200700577 – County Commission

Chairman Rael asked for a motion to direct litigation and council to develop a mill levy transfer agreement for Valencia Health Commons for operation of the hospital in Valencia County and to use efforts to settle or dismiss the pending lawsuit that were discussed in executive session. Commissioner Gentry made the motion Commissioner Medina seconded. Commissioner Pinkston voted yes, Commissioner Kirkham voted yes, Chairman Rael voted no, Commissioner Gentry voted yes and Commissioner Medina voted yes. Motion carried 4 to 1.

**6.) Adjournment**

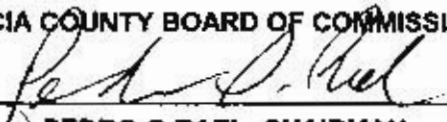
Commissioner Gentry made a motion to adjourn. Commissioner Pinkston seconded. Motion carried.

Meeting was adjourned at 5:00 PM.

The next Regular Meeting of the Valencia County Board of County Commission will be held on February 6, 2008 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, January 30, 2008 Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.

**VALENCIA COUNTY BOARD OF COMMISSIONERS**

  
PEDRO G RAEI, CHAIRMAN

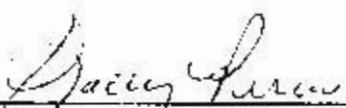
  
GEORGIA OTERO-KIRKHAM,  
VICE-CHAIRMAN

  
DAVID R-MEDINA, MEMBER

  
RON GENTRY, MEMBER

  
LYNETTE PINKSTON, MEMBER

**ATTEST:**

  
SALLY PEREA, COUNTY CLERK

  
DATE