

VALENCIA COUNTY BOARD OF COMMISSIONERS

Regular Business Meeting

October 1, 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	
Adren Nance County Attorney	
Sally Perea, County Clerk	
Press and Public	

1. The meeting was called to order by Chairman Pedro Rael at 5:00 P.M.

2. Chairman Rael led the Pledge of Allegiance.

3. Approval of Agenda

County Manager Eric Zamora requested an emergency item be added to Executive Session, regarding Torrez vs. County.

Commissioner Kirkham moved for approval with the addition of Torrez vs. County as an emergency basis. Seconded by Commissioner Pinkston. Motion carried unanimously.

4. Approval of Minutes - September 10, 2008

Commissioner Medina moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously. **September 17, 2008**

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

5. Public Requests – At the discretion of the Chair (For Information Only- limited to two minutes per person on subjects not on this published agenda)

Jon Clemons a resident of Las Maravillas shared concerns of bullet holes on traffic signs located at Pasitos Subdivision and Habitat Way road.

Commissioner Kirkham asked Mr. Zamora on the status of the new stop signs. County Manager Eric Zamora said road design is currently under contract through the state engineer's office and are looking to be complete in mid November.

Commissioner Kirkham said unfortunately we cannot put new stop signs until we have the design criteria. She requested a list of signs having bullet holes.

Bob Gostisha thanked Commissioner Pinkston for beginning the process of installing security lights and cameras at the Meadow Lake Community Center.

Jim Lane a resident of Meadow Lake commented that several stop signs were replaced and attested the frequency of new bullet holes has diminished.

Sheriff Rene Rivera addressed a conflict of interest with the County Manager and requested direction from the Commission to help resolve the issue. County Manager Eric Zamora addressed comments made by Sheriff Rivera. Chairman Rael requested the matter be on the next agenda.

Sam Aragon commented on property taxes that need to be collected.

6. Non-Action Items – Directors

a) Reports from Directors - Directors

None.

b) Reports from Boards, Commissions & Committees – County Commission

Commissioner Kirkham said she has received phone calls concerning sex offenders living near schools. She requested that counsel begin adopting an ordinance from Bernalillo County or Sandoval County prohibiting sex offenders living near schools. She requested Sheriff Rivera update safety issues with schools and discuss "Stranger Danger". County Clerk Sally Perea shared information on the early voting sites. Due to complaints about the road construction around the area, she was changing the early voting site in

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Belen from the Belen Community Center to the Belen Administration Building. Ms. Perea said a court order will be needed and will meet with the County Attorney to begin the process. They will begin to inform the public as soon as possible.

County Manager Eric Zamora is an alternate on Regional Transportation Planning Committee. He has been asked to send a request of proposal evaluation claim. The Evaluation Committee will be revealing proposals for interchange study. He is expecting proposals by Friday, October 3, 2008. Evaluations will take effect Tuesday, October 7, 2008.

7. Action Items

a) Consideration of Proclamation "Pit Bull Day" – Ruben Chavez

Ruben Chavez is promoting a "Pit Bull Rumble" on Saturday, October 4, 2008 from 10:00 A.M - 4:00 P.M at the Sports Complex/BMX Park to raise funds for the Animal Shelter. Mr. Chavez said Charles Benns owner of the Pit Bull Monster Truck will provide an exhibition and donate proceeds to the shelter. Mr. Chavez recognized Janelle Chavez for rescuing "Cupcake" the pit bull puppy whose ears were mangled and he was left at the shelter. Judy Babcock was recognized for finding fourteen sponsors to donate a thousand dollars each to help offset the shelter's cost.

Chairman Rael read the proclamation and awarded the proclamation to Lisa Berry and Mr. Charles Benns.

Commissioner Pinkston moved for approval. Seconded by Commissioner Medina. Motion carried unanimously. (See Exhibit A)

b) Consideration of the Shelter agreement between Bosque Farms – Ruben Chavez

Commissioner Kirkham moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously. (See Exhibit B)

c) Resolution 2008-42, Acceptance of Road Maintenance Responsibilities for Solo Road – Eric Zamora

Commissioner Medina moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously. (See Exhibit C)

County Clerk Sally Perea announced Resolution 2008-42.

d) Final Action on Public Hearing – September 10, 2008

i) Amend the Zoning Map from C-1 to C-2 to allow for the operation of a retail commercial center for the following; portable storage buildings, landscaping/building materials, RV storage facility, computer service shop & weekend flea market; T7N, R4E, Section 29, NMPM; Meadow Lake Subdivision, Unit 3, Tracts 8,9,10& 11; consisting of 1.7 acres; Zoned C-1; also known as 741 Meadow Lake Rd. , Los Lunas, Valencia County, NM/ JKL Enterprises, Inc. David Seville- Agent – County Commission

Commissioner Pinkston moved for approval. Seconded by Commissioner Gentry. Motion carried unanimously. (See Exhibit D)

e) Accept Findings of Fact & Conclusion of Law Decisions

i) Final Plat for the Loma Codorniz Subdivision, type 3 subdivision consisting of 18 residential lots containing 21.3 acres. The proposed development is located In Peralta, approximately ½ mile south of Peralta Blvd on La Ladera Road; comprising Tract "A", replat and Land Division of Lands of Codorniz Land Company; MRGCD map 66; within Section 18, T7N, R3E, NMPM; within the Lo de Padilla Grant, Valencia County, NM/ Allen Sanchez – County Commission

Commissioner Kirkham moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously. (See Exhibit E)

ii) Final plat for the proposed Verde Escondido Subdivision a type 2 subdivision consisting of 79 residential lots, containing 11.99/8 acres; a certain tract of land situate within projected section 28, T5N, R2E, NMPM; within the Tome Grant, and comprising that parcel of land described in Warranty Deed to Elizabeth Gabaldon, Book 309, Page 7809 of the Office of the Valencia County Clerk, Valencia County, NM/Bruce Burman/Jazz Builders – County Commission

Commissioner Pinkston moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously. (See Exhibit F)

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iii) Amend the Zone Map from RR-2 to RR-1 to allow for the Subdivision of the Subject property into a 1-acre Parcel and a 1.59-acre parcel T4N, R2E, Section 19, NMPM; MRGCD Map 114; Tract 103-A-1; consisting of 2.65 acres; Zoned RR-2; also known as 02 Jarales Lane, Valencia County, NM/ Quarai & Jennifer Silva – County Commission

Commissioner Medina moved for approval. Seconded by Commissioner Gentry. Motion carried unanimously. (See Exhibit G)

f) Appointment of Freeholders – Adren Nance

County Attorney Adren Nance said this begins the process to vacate roads to comply with the "Order Enforcing Settlement Agreement in Burris vs. Yates and Cibola Energy Corporation and Elizabeth Burris". Mr. Nance requested that the Board appoint three road viewers to report their findings and recommendations. Commissioner Gentry recommended utilizing the previous three freeholders and made a motion to accept John Fredrick, Frank Barr and Jon Clemons to be the freeholders for the purposes discussed. Seconded by Commissioner Pinkston. Motion carried unanimously. (See Exhibit H)

g) Financial Matters

i) Consideration of three (3) agreements between New Mexico Aging & Long Term Services Department;

i) Renovations Meadow Lake Senior Center

ii) Equipment Meadow Lake Senior Center

iii) Renovations Fred Luna Senior Center - Jose Campos

Commissioner Pinkston questioned the renovation plans for Meadow Lake Center. Mr. Campos said a leach field is needed, security lighting and replacing the air conditioning units. He explained the state recognizes the center as a Senior Center and the operational dollars and capital layout monies are to assure the seniors are been taken care of.

Commissioner Pinkston said she also has been working on Meadow Lake Community Center and has funding available from the Legislators for the air conditioning units and security lighting.

Chairman Rael shared his concerns of duplicating the efforts and losing either of the funding. Commissioner Gentry said he had written the original bill for the center known as "Community and Senior Center".

Commissioner Kirkham asked if other Senior Centers can use the money. Mr. Campos said the money is for specific centers, as requested and the money can be used throughout a four year period.

Commissioner Kirkham moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously. (See Exhibit I)

ii) Consideration of New Mexico Traffic Safety project for Operation DWI Enforcement agreement between Valencia County Sheriff's Office – Gary Hall

Commissioner Pinkston moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously. (See Exhibit J)

iii) Consideration of Award Bid #639 "Foods Non-Foods, Meat, Fish Poultry &

Commissioner Gentry moved for approval. Seconded by Commissioner Pinkston. Motion carried unanimously. (See Exhibit K)

iv) Resolution 2008-43, Revenue Expenditures Transfers – Wilma Abril

Commissioner Pinkston moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously. (See Exhibit L)

County Clerk Sally Perea announced Resolution 2008-43.

v) Consideration of Approval: Payroll/ Warrants – Wilma Abril

Ms. Abril presented the attached computer printout lists all checks issued by the Manager's Office on 09/26/2008 covering payroll process. Direct deposit check #7997 thru direct deposit check #8164 inclusive. Deduction Check #96079 thru deduction check #96115 inclusive.

Payroll checks #82965 thru payroll check #83054 inclusive. Listing total \$349,588.06.

Commissioner Pinkston moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously. (See Exhibit M)

Ms. Abril presented the attached computer printout lists all the checks issued by the Manager's Office on September 26, 2008 covering vendor bills processed. Check #96073 thru Check #96242 inclusive for the total of \$649,849.22.

Commissioner Pinkston moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously. (See Exhibit N)

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8. Executive Session- Pursuant to Section 10-15-1 NMSA 1978, the following matters may be discussed in closed session: a. limited personnel matters; Discussion Business Manager, Torrez vs. County on an emergency basis b. pending or threatened litigation, and c. other specific limited topics that are allowed or authorized under the stated statute.

Commissioner Pinkston moved to go into Executive Session. Seconded by Commissioner Kirkham. Roll call vote. Commissioner Pinkston voted yes. Commissioner Kirkham voted yes. Commissioner Medina voted yes. Commissioner Gentry voted yes. Chairman Rael voted yes. Motion carried 5-0.

Commissioner Kirkham moved to go back into Regular Session. Seconded by Commissioner Pinkston. Motion carried unanimously.

Attorney Adren Nance stated the matters that were discussed in Executive Session were; Emergency item Torrez vs. County and a personnel matter of Business Manager. No final action was taken.

Commissioner Kirkham moved for approval of the summary. Seconded by Commissioner Pinkston. Roll call vote. Commissioner Pinkston voted yes. Commissioner Kirkham voted yes. Commissioner Medina voted yes. Commissioner Gentry voted yes. Chairman Rael voted yes. Motion carried 5-0.

9. Action Item(s)

a) Consideration of Business Manager

County Manager Eric Zamora gave a brief summary and said twelve applications were submitted. A review committee existed of staff members and members of the commission to interview the four finalists. Mr. Zamora recommends hiring Kenneth Griego.

Commissioner Medina moved to hire Kenneth Griego. Seconded by Commissioner Gentry. Motion carried unanimously.

10. County Manager's Report

Eric Zamora reported the General Election's Early Voting begins October 18, 2008 through November 1, 2008 at Valencia County Courthouse in the Commissioner's Board Room.

He also reported that Ms. Abril and he had compiled a summary of first quarter gross receipt revenues for the fiscal year. He said our budget receipt revenues are significantly down and expected to continue. Discussions were made with department directors to scrutinize their budgets for the remaining of the fiscal year and to avoid unneeded expenditures. Chairman Rael requested compiled figures and to plan meeting before the end of the month or in November.

Commissioner Kirkham suggested creating a committee to review cut backs of supplies.

Commissioner Medina suggested looking into county vehicles being taken home.

11. The next Public Hearing Meeting of the Valencia County Board of County Commission will be held on October 8, 2008 at 5:00 PM in the County Commission Room at the Valencia County Courthouse.

12. Adjournment

Commissioner Gentry moved to adjourn. Seconded by Commissioner Medina. Motion carried unanimously.

NOTE: All proposals, documents, items, etc., pertaining to items on the agenda of the, October 1, 2008 Public Hearing 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



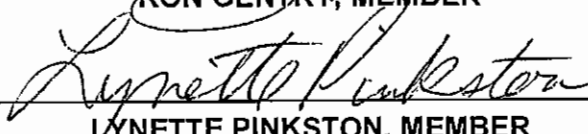
GEORGIA OTERO-KIRKHAM,
VICE CHAIRMAN



DAVID R MEDINA, MEMBER



RON GENTRY, MEMBER



LYNETTE PINKSTON, MEMBER

ATTEST: 

SALLY PEREA, COUNTY CLERK

10-15-08
DATE