



October 19, 2011
Agenda
9:30 A.M. Business Meeting
Valencia County Commission Chambers
444 Luna Avenue
Los Lunas, NM 87031

Board of County Commissioners
Georgia Otero-Kirkham, Chair District II
Mary J. Andersen, Vice-Chair District I
Lawrence R. Romero District III
Ron Gentry District IV
Donald E. Holliday District V

- 1) Call Meeting to Order
- 2) Pledge of Allegiance
- 3) Approval of Agenda
- 4) Approval of Minutes: October 5, 2011-Business Meeting

Georgia Otero-Kirkham

PRESENTATION(S)

- 5) Barbara Marquez – retiree with 25 years

DISCUSSION (Non-Action) ITEM(S)

- 6) Directors Reports
- 7) Reports from Manager, Commissions, Boards & Committees

ACTION ITEM(S)

BOARD OF COUNTY COMMISSIONERS CONVENES AS INDIGENT CLAIMS BOARD

- 8) Consideration of Indigent Report/Appeals.....**Kenny Griego/Barbara Baker**

BOARD RE-CONVENES AS BOARD OF COUNTY COMMISSIONERS

- 9) Consideration of a request for a road vacation for portions of Palomar Place – **Eric Zamora / Ken Cordova**
- 10) Consideration of Resolution 2011-___: Consideration of Approval of Resolution Designating Polling Places for the 2012 Primary and General Elections: **Sally Perea / Peggy Carabajal**
- 11) Consideration of Resolution 2011-___: for the funding application to New Mexico Finance Authority to purchase and Equip a Class “A” pumper in the amount of \$275,000.00 for the Los Chavez Fire District: **Glenda Chavez / Brian Culp**
- 12) Consideration of Accepting the Youth Development Inc. Teen Court Grant: **Kenny Griego**
- 13) Consideration of Professional Services Agreement VCJJB Reception Assessment Services administered by New Day and Valencia County: **Kenny Griego / Cynthia Ferrari**
- 14) Consideration of Resolution 2011-___: Los Lunas Corridor Study Alternative: **Eric Zamora / Loretta Tollefson**
- 15) Consideration of Memorandum of understanding to extend the availability of City of Belen’s Transfer Station to County Residents: **Eric Zamora / Angela Martinez**

16) Consideration of Resolution Number 2011-____ to Establish a Solid Waste Planning Committee --
County Commissioners / Angel Martinez

17) Appoint Members to Solid Waste Planning Committee - **County Commissioners**

FINANCIAL MATTERS:

18) Consideration of Resolution 2011-____: Increase Expenditures due to Grants & Additional Revenue:
Kenny Griego / Wilma Abril

19) Consideration of Approval: Payroll / Warrants: **Kenny Griego / Wilma Abril**

PUBLIC COMMENT:

Please sign up on the sheet located just outside the Commission chambers. The Board will allow each member of the public wishing to address the Board a full and complete opportunity to address the Commission

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: **Lone Mountain**; c. other specific limited topics that are allowed or authorized under the stated statute.

- ◆ Motion and roll call vote to go into Executive Session for the stated reasons
- ◆ Board meets in closed session
- ◆ Motion and vote to go back into regular session
- ◆ Summary of items discussed in closed session
- ◆ Motion and roll call vote that matters discussed in closed session were limited to those specified in motion For closure, and that no final action was taken, pursuant to the authority in §10-15-1 NMSA 1978.

ACTION ITEMS FROM EXECUTIVE SESSION:

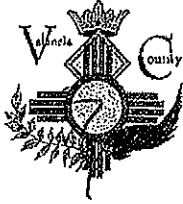
- ◆ Lone Mountain Contract

NEXT COMMISSION MEETING:

- ◆ **November 2, 2011 – Business Meeting @ 9:30 A.M.**
Valencia County Commission Board Room 444 Luna Ave. LL, NM

ADJOURN:

If you are an individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or any other form of auxiliary aid or service to attend or participate in the hearing or meeting, please contact the Valencia County Manager's Office at the Valencia County Courthouse, Los Lunas, New Mexico, (505) 866-2014 at least one week prior to the meeting or as soon as possible. Public documents, including the agenda and minutes, can be provided in various accessible formats. Please contact the Valencia County Manager's Office at the old Valencia County Courthouse if a summary or other type of accessible format is needed.



VALENCIA COUNTY
Board of County Commissioners

Agenda Request Form

Department Head: Kenneth Griego
Individual Making Request: Barbara Baker
Presentation at Meeting on: October 19, 2011
Date Submitted: October 11, 2011
Title of Request: Indigent Report & Appeals

Action Requested of Commission:

Consideration of the Indigent Report for October 19, 2011
Consideration of four Indigent Appeals for October 19, 2011

Information Background and Rationale

Indigent Report with 68 Claims (See Attached)
Four Indigent Appeals (See Attached)

What is the Financial Impact of this Request?

\$34,840.40 recommended for approval for the Indigent Report
\$5,850.42 recommended for approval of four Indigent Appeals

Staff Comments:

Legal: The report and appeals are in order and are germane for the Board of County Commissioners. AN

Finance: Sufficient funds in fund for indigent claims and four appeals. The current balance of the Indigent Fund is \$2,386,444.87. KG

Business Manager: The indigent report and appeals must be given to the Board of County Commissioners for approval. The indigent report and appeals are complete and concise. KG



VALENCIA COUNTY

Board of County Commissioners

Agenda Request Form

Department Head: Eric Zamora

Individual Making Request: Ken Cordova

Presentation at Meeting on: October 19, 2011

Date Submitted: October 13, 2011

Title of Request: Road Vacation Request: Palomar Place

Action Requested of Commission:

Consideration of a request for a road vacation for portions of Palomar Place

Information Background and Rationale:

Palomar Place is a road identified on a subdivision plat as roadway ending in cul-de-sac. Based on the information presented to the County by local resident, several years ago a road was cut through to James Road, from the cul-de-sac. Eventually, the road was accepted by the County as maintained roadway. Mr. Ken Cordova, while researching details of his plat, noted the cut through road was on his property and was not an identified easement. Mr. Cordova contacted the County and petitioned residents in the area to close the cul-de-sac with 15 signatures. Accordingly, there was a petition to keep the original road open with 8 signatures.

On September 14, 2011, three appointed road viewers completed a report for the road vacation petitions (see attached report). The report states that the road review commission finds that the road to be vacated is no longer needed as a public road and recommends approval of the road vacation.

On October 12, 2011, the County Commission held a public hearing in regards to the consideration. The road reviewers provided their report and comments were taken from the public.

What is the Financial Impact of this Request?

No major Financial Impact

Legal:

Pursuant to NMSA 1978, Section 67-5-4 (1905) with the recommendation of the road viewers to discontinue the road the commission "may order the same vacated []"

Finance:

No financial impact. WA

Business Manager:

The proper steps were taken to vacate the proposed road. KG



VALENCIA COUNTY

Board of County Commissioners

Agenda Request Form

Department Head: County Clerk

Individual Making Request: Sally Perea/Peggy Carabajal

Presentation at Meeting on: October 19, 2011

Date Submitted: October 10, 2011

Title of Request: Consideration of Resolution designation polling places

Action Requested of Commission:

Consideration of approval of resolution designating polling places for the 2012 Primary and General Elections.

Information Background and Rationale:

NM Statute Section 1-3-2 requires that no later than the first Monday in November of the odd-numbered year the Board of County Commission shall, by resolution, designate polling places.

What is the Financial Impact of this Request?

The most cost of an election was hiring pollworkers. Where we usually hire approximately 135 pollworkers on Election Day at \$120 to \$140, with the Voting Convenience Center we will only use 35 pollworkers so the financial saving to the county is a total of \$20,000 on poll workers and the savings on Ballot on Demand (BOD) which will be paid by the Secretary of State is \$16,000.

Staff Comments:

The Voting Convenience Centers models early voting. A voter can choose the time and place that fits their schedule unlike the precinct system where voters must find their precinct or vote a provisional ballot where they might not have their candidate of choice.

Legal:

The Commission must confirm that the proposed plan establishes no less than one polling place for each precinct that is not a mail ballot election precinct, and requires that the Board designate as the polling place or places in each precinct, other than a mail ballot election precinct, the most convenient and suitable public building or public school building in the precinct that can be obtained. NMSA 1978, §1-3-7 (2011) D.P.

Finance:

FY12 Budget for Poll Workers is \$10,500. WA

Business Manager:

This will allow for a more convenient and efficient voting system for Valencia County. KG



VALENCIA COUNTY
Board of County Commissioners

Agenda Request Form

Department Head: Glenda Chavez
Individual Making Request: Brian Culp
Presentation at Meeting on: October 19, 2011
Date Submitted: September 30, 2011
Title of Request: Resolution for loan Application to NMFA

Action Requested of Commission:

Consideration of Resolution for the funding application to New Mexico Finance Authority to purchase and Equip a Class "A" pumper in the amount of \$275,000.00 for the Los Chavez Fire District

Information Background and Rationale

With this application the Los Chavez Fire District will be replacing its older 1987 Fire Pumper. After Los Chavez went through an ISO evaluation it was noted that Los Chavez is required to have a two engine response to all structure fires within their district. This will equip the department with two first out fire engines for those types of call.

What is the Financial Impact of this Request?

The revenue to pay the loan commitment will come from their State Fire Protection Funds; the amount that the Department receives is \$66,198.00 annually with the anticipated loan payment to be approximately \$25,000.00 annually.

Staff Comments

Legal:

By its very terms, the draft resolution does not bind or obligate the County to enter into a financing arrangement with the NMFA or any other lender to purchase and equip the pumper, but rather approves the submission of the loan application to the NMFA and starts the process by which the County may acquire the loan to purchase and equip the pumper. D.P.

Finance:

State Fire Funds in the amount of \$66,198.00 has been ear marked for other expenditures. To accommodate a yearly payment of approx \$25,000.00, expenditures will have to be revamped. Also since the FD already has been given the above mentioned monies, how will the Loan be structured for an intercept? WA

Business Manager:

The request replaces an older 1987 Fire Pumper. Funding is from the State Fire Protection Funds. KG



VALENCIA COUNTY

Board of County Commissioners

Agenda Request Form

Department Head: Kenneth Griego
Individual Making Request: Kenneth Griego
Presentation at Meeting on: October 19, 2011
Date Submitted: October 12, 2011
Title of Request: Youth Development Inc. Teen Court Grant

Action Requested of Commission:

Consideration of accepting the Youth Development Inc. Teen Court Grant.

Information Background and Rationale:

Youth Development Inc. Teen Court will serve approximately 20 youth a month in FY12. Teen court will meet 2 times per month. Participants will be tracked as they complete the terms of their sentence. YDI-Valencia Teen Court will be responsible for all training and coordination of teen court volunteers and participants.

What is the Financial Impact of this Request?

Valencia County will be the fiscal agent for the Youth Development Inc. Teen Court Grant. The total amount of the grant is \$14,000.00. The total amount payable to YDI under this Agreement, including gross receipts tax and expenses, shall not exceed \$13,300.00. Valencia County shall receive \$700.00 to administer the grant.

Staff Comments:

Legal:

"Satisfactory as to Form". AN

Finance:

\$14,000 will be incorporated in FY12 Budget by Resolution to allow expenditures subject to Exhibit C of the Agreement between Valencia County & Youth Development Inc.
WA.

Business Manager:

The Youth Development Teen Court Grant will add another alternative to incarceration for the youth of Valencia County. KG



VALENCIA COUNTY

Board of County Commissioners

Agenda Request Form

Department Head: Kenneth Griego

Individual Making Request: Cynthia Ferrari

Presentation at Meeting on: 19 October, 2011

Date Submitted: 11 October, 2011

Title of Request: Service Agreement VCJJB Reception Assessment Services

Action Requested of Commission:

Consideration of Professional Services Agreement VCJJB Reception Assessment Services administered by New Day and Valencia County.

Information Background and Rationale

The purpose of the agreement is to provide Reception and Assessment Services (RAC) as a means of detention diversion to Valencia County. It is designed to provide law enforcement an alternative to incarceration for youth. The goal is to intervene and connect youth to community resources to prevent further involvement with the juvenile justice system.

What is the Financial Impact of this Request?

The agreement will become effective October 1, 2011 and shall terminate on June 30, 2012. The total amount payable shall not exceed \$22,000.

Legal:

"Satisfactory as to form". AN

Finance:

Expenditures will be based on reimbursable through an appropriation from the State of New Mexico on the Agreement between Co of Valencia and New Day. WA.

Business Manager:

The Agreement is necessary to establish the RAC as an alternative to incarceration and thus reduce costs to Valencia County. KG



VALENCIA COUNTY

Board of County Commissioners

Agenda Request Form

Department Head: Eric Zamora

Individual Making Request: Loretta Tollefson, Mid-Region Council of Governments

Presentation at Meeting on: October 19, 2011

Date Submitted: October 13, 2011

Title of Request: Locally Preferred Alternative for Los Lunas Corridor Study

Action Requested of Commission:

Concurrence with Village of Los Lunas action regarding identification of the locally preferred alternative for the Los Lunas Corridor Study

Information Background and Rationale:

The Los Lunas Corridor Study was initiated approximately 2-1/2 years ago to address congestion on Main Street (NM 6) through the Village of Los Lunas and to evaluate east-west mobility problems and other long-term transportation needs that affect the Village and the County. The study was conducted in collaboration with other governmental entities within Valencia County including City of Belen, Town of Peralta, and the Town of Tomé Land Grant. Representatives from Valencia County participated in the Study. The study identified and evaluated several alternatives to address the congestion and accessibility problems facing Main Street and was conducted with an extensive public involvement program that included four public meetings at project milestones, a steering committee comprised of stakeholder governments, a citizen advisory committee, frequent briefings to elected officials, and numerous meetings with individual property owners, neighborhoods, business groups, and others. As a result of this effort, the Project Technical Team and the Steering Committee recommended the "Morris B" Alternative as the preferred alternative due to its traffic benefits, lower costs, and lower impacts to the community, cultural resources, and environment. On Thursday, October 6 the Village of Los Lunas adopted a resolution that designated Morris B as the locally preferred alternative.

As the implementation of the Morris B Alternative will provide mobility, accessibility, and safety benefits to Valencia County and is an important part of the future transportation system serving the County and municipalities, the County Commission is requested to support the Village of Los Lunas in this decision.

What is the Financial Impact of this Request?

None at this time. The Village of Los Lunas intends to utilize the remaining project funds to begin steps to preserve the recommended alignment and protect the corridor from further development.

Staff Comments:

Legal:

The resolution is acceptable as to form, however it does require the County to protect, through zoning, the corridor which may necessitate changes to the County's Zoning Map & Ordinance.
AN

Finance:

No Financial impact at present time. WA

Business Manager:

The Los Lunas corridor study is an important study that will help with alternative possible traffic flow. KG.



VALENCIA COUNTY
Board of County Commissioners

AGENDA REQUEST FORM

Department Head: Eric Zamora

Individual Making Request: Angel Martinez

Presentation at Meeting on: October 19, 2011

Date Submitted: October 14, 2011

Title of Request: Consideration of MOU Extending the availability of City of Belen's Transfer Station to County Residents

Request:

Consideration of Memorandum of Understanding to extend the availability of City of Belen's Transfer Station to County Residents

Information Background and Rationale

This MOU allows county residents to utilize the City of Belen's transfer station located south of Belen on Calle De Baca. Residents will need to go to City Hall where they will pay a fee of the adopted current rate of the City of Belen's and obtain a voucher that can be presented and will be allowed to dump their solid waste

What is the Financial Impact?

No Financial Impact

Legal:

Approved as to form. AN

Finance:

No financial obligation to the County. WA

Business Manager:

The MOU will make the City of Belen's transfer station available to County residents. KG



VALENCIA COUNTY
Board of County Commissioners

AGENDA REQUEST FORM

Department Head: County Commission

Individual Making Request: Angel Martinez

Presentation at Meeting on: October 19, 2011

Date Submitted: October 14, 2011

Title of Request: Consideration of Resolution Number 2011-___ Establish a Solid Waste Planning Committee

Request:

Consideration of establishing a Solid Waste Committee

Information Background and Rationale

During the October 5, 2011 county commission meeting the Commission requested that a committee to be developed to assist county staff in developing a Solid Waste Comprehensive Plan. The Committee will consist of five (5) individuals appointed by the Commission whose task will be to meet on a regular schedule and make recommendations to staff and the Board of County Commissioners in regards to a county wide solid waste program.

What is the Financial Impact?

No Financial Impact