

# VALENCIA COUNTY BOARD OF COMMISSIONERS

## Regular Business Meeting

**April 1, 2009**

| PRESENT                                    | ABSENT                    |
|--|---------------------------|
| Pedro G Rael, Chairman                     |                           |
| Donald E. Holliday, Vice-Chairman          |                           |
| David R Medina, Member                     |                           |
| Ron Gentry, Member                         |                           |
| Georgia Otero-Kirkham, Member              |                           |
| Eric Zamora, County Manager                |                           |
| Adren Nance & Dave Pato, County Attorneys  |                           |
| Debbie Ridley, County Clerk Office Manager | 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**

At the request of Commissioner Kirkham and by consensus of the board the agenda was amended to reflect the recognition of Mayor Louis Huning from item 6a to item 4a and adding the freeholder Frank Barr report just before public comments and giving him more than two minutes if necessary.

Vice Chairman Holliday made a motion to move Public Comments to the end of Action Items. Commissioner Kirkham seconded. Motion carried. 3-2. Commissioner Gentry voted no. Commissioner Medina voted no.

Commissioner Holliday moved for approval of the agenda as amended. Seconded by Commissioner Kirkham. Motion carried 3-2. Commissioner Gentry voted no. Commissioner Medina voted no

**4. Approval of Minutes – March 18, 2009 Regular Business Meeting**

Commissioner Gentry requested that "Bizzell case" be corrected to read "Apodaca case". Commissioner Kirkham moved for approval of the minutes as amended. Seconded by Commissioner Medina. Motion carries unanimously

**a) Presentation Honoring Village of Los Lunas Mayor, Louis Huning – County Commission**

Chairman Rael, Vice Chair Holliday, Commissioner Kirkham, Commissioner Gentry and Commissioner Medina all expressed their appreciation to Mayor Huning on his successful political career and his outstanding accomplishments and leadership done so flawlessly in his years of service. They all wished him well on his retirement and presented the Mayor with an Appreciation Plaque.

Los Lunas Mayor Huning thanked the Board of Commissioners for their generous remarks and expressed his appreciation to the employees, supervisors and counsel, "all are working together to make a better town for themselves and their neighbors".

Valencia County Freeholder Frank Barr reported on two roads in District II and District IV. Mr. Barr reported the recommendation for Ensayo Road in Terra Grande is that a two mile section be graded periodically. Recommendation for Winchester Lane is that a quarter mile also is graded periodically.

The commission expressed their appreciation to Mr. Barr for his volunteer services.

**5. Non- Action Items**

**b) Update on State vs. Francisco Apodaca; No. D-1314-CR-200800379 – County Commission**

County Attorney Dave Pato informed the commission on Mr. Apodaca's new attorney and he will be filing a waiver of arraignment. He further stated there is a chance for a plea and the motion will be heard within thirty days and then there will be a response period and this would take up to the next five months.

**c) Reports from Boards, Commission & Committees**

Commissioner Holliday reported a town hall meeting with Peralta and Middle Rio Grande Conservancy District. The discussion of concern was a damaged culvert on Chug Hole

Lane, it was agreed to spend \$5,000.00 to \$5,300.00 for repairs. Chug Hole Lane will be closed March 13, 2009 to begin repairs.

## **6. Action Items**

### **a) Consideration of Award Bid #647 for Lockbox Services – Dorothy Lovato**

County Treasurer Dorothy Lovato recommended awarding the bid to Bank of the West at a proposal of \$16,517.50. Commissioner Holliday moved for approval. Seconded by Commissioner Kirkham. Motion carried unanimously.

### **Consideration of Award RFP #179, "Architectural Services for Renovation and Expansion of Valencia County Detention Facility" – Derek Williams**

Adult Detention Center Director Derek Williams reported that two bids were received and recommended awarding the bid to NCA Architects.

Commissioner Gentry moved to reject all architect bids and instructed the County Manager and Detention Director to look into utilizing the \$1.5 million dollars with the possibility of renovating the Juvenile Detention Center for the female facility and exploring alternatives for funding. Second by Commissioner Kirkham. Motion carried 5-0.

### **b) Consideration of Award Bid #648, "Delinquent Tax Bills" – Rebecca Nevarez**

Commissioner Gentry moved for approval. Seconded by Commissioner Kirkham. Motion carried 4-0. Commissioner Medina not present for vote.

### **c) Consideration of Award Bid #649, "2009 Tax Bills" – Rebecca Nevarez**

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

### **d) Resolution 2009-19, Approval Application for Grant Through NM DOT (to Receive Road Equipment for County Road Equipment)**

Commissioner Medina moved for approval. Seconded by Commissioner Gentry. Discussion followed. Motion carried unanimously.

County Clerk Office Manager Debbie Ridley announced Resolution 2009-19.

### **e) Financial Matters**

#### **i) Resolution 2009-20, Inter/Intra Budget Transfer for Manzano Vista Fire Department – Wilma Abril**

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

County Clerk Office Manager Debbie Ridley announced Resolution 2009-20.

#### **ii) Resolution 2009-21, Budget Increase in Expenditures for Rio Grande Estates Fire Department – Wilma Abril**

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

County Clerk Office Manager Debbie Ridley announced Resolution 2009-21.

#### **iii) Resolution 2009-22, Budget Adjustment for Older Americans – Wilma Abril**

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

County Clerk Office Manager Debbie Ridley announced Resolution 2009-22.

#### **iv) Consideration and Approval of Payroll/Warrants**

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

## **7. Public Requests – At the discretion of the Chair (For Information Only – limited to minutes two minutes on subjects not on this published agenda)**

Mr. Bob Gostischa discussed three items, 1) Commissioner Gentry's concern of property taxes increase of six percent, 2) moving the public comments to the end of the agenda, 3) To increase the speed on Manzano Expressway where there are no homes.

## Minutes of April 1, 2009 Regular Business

## Meeting

Mr. Bob Gostischa discussed three items, 1) Commissioner Gentry's concern of property taxes increase of six percent, 2) moving the public comments to the end of the agenda, 3) To increase the speed on Manzano Expressway where there are no homes.

Mr. George Moscona reported on the Valencia County Health Council meeting at the Belen Public Library. This council's primary goal is to support accessible health care in the county for the citizens and building a hospital.

Paul Aragon, Joe Aragon and Rose Hurst residents of Kelly Lane shared their concerns on the increase of pot holes, problems with over flooding of ditch drain outs and not being notified of a new subdivision near their neighborhood.

Susan Moran read "The Accepting of The Comprehensive Plan" adopted by the County Commission in October 7, 2005.

Mary Wood, Clarke Metcalf, Joseph Rizzo and Alice Torwirt addressed their comments to the Chairman in regards to; attempts to stop freedom of speech, placing the public comments at the end of the agenda, information of geographic facts and an article in the Valencia County News Bulletin.

William Dean talked about a water study, the consumption and the waste of it.

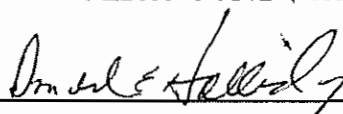
**8. Adjournment**

Commissioner Holliday moved to adjourn. Seconded by Commissioner Kirkham. Motion carried 3 -1. Commissioner Gentry voted no. Commissioner Medina did not vote.

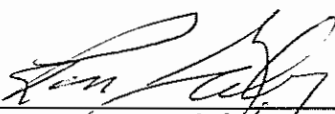
**NOTE:** All proposals, documents, items, etc., pertaining to items on the agenda of the, April 1, 2009 Regular Business Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.

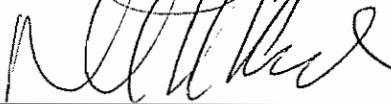
**VALENCIA COUNTY BOARD OF COMMISSIONERS**

  
 PEDRO G RAEI, CHAIRMAN

  
 DONALD E. HOLLIDAY, VICE-CHAIRMAN

  
 GEORGIA OTERO-KIRKHAM, MEMBER

  
 RON GENTRY, MEMBER

  
 DAVID MEDINA, MEMBER

ATTEST:

  
 SALLY PEREA, COUNTY CLERK

4-15-09  
 DATE

