

VALENCIA COUNTY BOARD OF COMMISSIONERS

REGULAR BUSINESS MEETING

September 1, 2010

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| PRESENT | |
| Donald E. Holliday, Chairman | |
| Georgia Otero-Kirkham, Vice-Chairman | |
| David R Medina, Member | |
| Ron Gentry, Member | |
| Pedro G. Rael, Member | |
| Eric Zamora, County Manager | |
| Adren Nance & Dave Pato, County Attorneys | |
| Sally Perea, County Clerk | |
| Press and Public | |

- 1) The meeting was called to order by Chairman Donald Holliday at 5:00 P.M.
- 2) Chairman Holliday led the Pledge of Allegiance.
- 3) Approval of Agenda
Commissioner Medina moved for approval of the agenda. Seconded by Commissioner Rael. Motion carried unanimously.
- 4) Approval of Minutes: August 4, 2010-Business Meeting
August 11, 2010-Public Hearing
August 18, 2010-Business Meeting

Commissioner Otero-Kirkham moved for approval of the minutes of August 4, 2010 Business Meeting. Seconded by Commissioner Medina. Motion carried unanimously.

Commissioner Medina moved for approval of the minutes of August 11, 2010 Public Hearing Meeting. Seconded by Commissioner Otero-Kirkham. Motion carried unanimously.

Commissioner Medina moved for approval of the minutes of August 18, 2010 Business Meeting. Seconded by Commissioner Otero-Kirkham. Motion carried unanimously.

- 5) **PUBLIC COMMENTS – At the Discretion of the Chair. (For Information Only- limited to two minutes per person on subjects not on this published agenda).**
Valencia County resident Mike Wood presented some questions to the commission. Mr. Woods asked with all the discussions on the jail issue what has finally been resolved, what has been discussed about the district attorney leasing the building in Belen and the money being spent on that lease, have the health providers all been interviewed, is a meeting planned for this month and he would like the commission to request a thorough audit of Valencia County.
Chairman Holliday said the jail issue will be discussed at tonight's meeting; there will also be some language in the bond to house the district attorney.
Commissioner Otero-Kirkham said in regards to the hospital, all the providers have been interviewed. The board will select a provider then meet with them to discuss updating the information on the hospital; location, size and services. They intend to have a press conference in September and are still looking at a December groundbreaking.

6) NON-ACTION ITEMS

- a) **Presentation of Grant Writer Proposal-Pedro Rael/Rene Rivera**
Commissioner Rael had requested this item be placed on the agenda because he felt the county has missed out on funding from the stimulus packages that have gone out in the past. The sheriffs department has a grant writer proposal that he would like the commission to consider.
Chris Brey of the Valencia County Sheriff's Department said what they are trying to do is generate a position that will be able to employ a grant writer and logistics specialist in order to give the sheriffs department an opportunity to access some of the available stimulus money. This position would provide the department the latitude to apply for available funds to complement currently budgeted operation and equipment via private, state and federal grants.

Commissioner Otero-Kirkham asked if Mr. Brey's primary goal would be to be requesting grants for the sheriff's office and if this was ongoing, would there be more grant money coming in for different projects and equipment?

That's their primary goal right now. Their goal is to think bigger and how they can grow as the sheriffs department by creating a grant writing division. Not only would they be bringing in overtime monies, they would be bringing in equipment monies, position monies and vehicle monies which would free up a lot of the funds in the sheriff's budget so they wouldn't have to be utilizing their restrictive budget was Mr. Brey's response.

Individual grants serve individual purposes, are there grants out there for positions, yes there are. Are there grants out there for administrative grant writer positions, currently no, there are no grants. Currently there is \$1.25 million dollars in grant spending. The sheriffs department has been fortunate to have been given a verbal guarantee on one, which is substantial and probably is one of the largest grants Valencia County has ever received for the sheriffs department. They will not subsidize the income of a grant writer position which would be the responsibility of the county. The awards that they are receiving are awards that they would not otherwise receive. These are monies that had not been aggressively pursued. His goal in that position is to pursue the larger dollar grants. The sheriff's goal is to provide a safer community to improve the economy vitality, get more people to move to Valencia County and to do this; the sheriff will need some additional funding.

These monies, if awarded, will not subsidize the county budget; they will only complement the budget. This position would be an expense to the county. The award that the sheriffs department will be receiving will be well in the six figure amount which will more than justify the position. If the sheriffs department were to qualify for a tenth of the grants they submit, that would more than substantiate the position. There's money for infrastructure, there's money for private business, there's money for anything you might imagine or need. It's just a matter of researching those funds and having someone on staff full time, that's exactly what that person would do.

Commissioner Medina said when he came into office one of his goals was to have a grant writer to bring in some money to the county. If the commission is considering this, he would prefer that the county hire the grant writer and have that person work with all the departments to get some financial help for all the departments. Presently there's no staff member working on this full time.

Sheriff Rene Rivera stated after looking at the grants that Mr. Brey has done for the sheriff's department and the money that he has brought in, he feels that Mr. Brey would be an asset to the county. If Mr. Brey was to start working with the sheriff's department preparing the grants and also does grants for the county including the jail, the 911 system and the road department just to see how things would work out, he thinks it would be worth a try. Sheriff Rivera would appreciate if the county would look into this and give Mr. Brey a try.

County Manager Eric Zamora said should the board consider this position or a similar position, it would have to go through the standard hiring process, advertise for bid, they couldn't select someone directly.

b) Directors Report-Directors

Code Enforcement Director Ruben Chavez gave a brief update on the animal shelter and also introduced Patty Mugan who is the transport coordinator. As a transport coordinator Ms. Mugan has made about ten trips to Denver in her personal vehicle. The county has only paid for three of those trips and she takes between thirty and forty animals. Ms. Mugan recently made a connection with Rescue Waggin which goes around the three adjoining states and collects animals from shelters if they meet the criteria of their program. They have also transported to the neighboring facilities of Albuquerque somewhere in the neighborhood of about eight hundred animals already this year. They are also looking in replacing two of their trucks and are pretty close to bringing that report to the commission. They also attended the expo and had a booth at the county fair. They will be starting their third year Pit Bull Rumble which is their fund raising event that they hold to give back to the community.

Regarding the CDBG Abatement Program, it ended yesterday. So there will be a visit from DFA (Department of Finance Administration) at the end of the week. Preliminary records look like they were awarded the \$200,000.00. They worked on that for five years instead of two that they were suppose to with that grant. Preliminary figures looks like they removed 105 homes but he will have a full report for the commission as soon they close that out.

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County Manager Eric Zamora said they did budget for the purchase of two new animal control vehicles for this year and through some creative shopping it looks like they may be able to save almost \$14,000.00 on the purchase of those vehicles.

c) Reports from Manager, Commissions, Boards & Committees-County Manager/Commission.

County Manager Eric Zamora stated last Thursday the Juvenile Justice Board had met and had a successful meeting. Those attending were representatives from the Los Lunas Police Department, Los Lunas Schools, Village of Los Lunas, District Court, Hogares, YDI and Children Youth and Family Services. This is the board that will oversee juvenile programs in Valencia County and will be chaired by Judge Pope and vice-chaired by Magistrate Judge Tina Gallegos. The next meeting is scheduled for September 30th.

Mr. Zamora also met with the Levy Task Force which is the committee overseen by the Council of Governments, the Army Core of Engineers, the Bureau of Reclamation and all municipalities and local government entities between Socorro and Bernalillo. They are looking at levy construction and the advantage in participating in this program is that any levies that can be constructed and certified along the Rio Grande will eliminate flood plain areas. Right now there is an ongoing study for Valencia County that is expected to be completed in 2013. Once that study is completed, they could begin discussions within the next couple of years for possible funding of this project. The 2010-2011 paving program is on its way to being completed in Commissioner Otero-Kirkham's and Commissioner Medina's district. The work will be ongoing for the next couple of months and Mr. Zamora recommends that the commissioners move as expeditiously on their paving projects as possible because of the states financial situation he suggests that those funds be expended as quickly as possible.

At the next business meeting Mr. Zamora will be presenting the county ICIP that is due in Santa Fe on September 30th. There will be an item before the commission for action on September 15th.

There was a 911 Call Center board meeting on Monday afternoon. Chief Roy Melnick is the new board chair and the Belen Police Chief is the vice-chair. There was some discussion on the equipment, staffing and radio issues.

Fire Chief Charles Eaton said the first annual Fireman's Ball will be held on Saturday the 11th, which will be an all day affair with fire games in which districts within the county will compete against each other and the evening will conclude with a dinner and dance. This is a self sustaining function which county funds cannot be used to supplement the cost of the event. Tickets will be available at \$15.00 per single and \$25.00 per couple and they are also accepting donations.

County Manager Eric Zamora also stated there was a request by the commission to see what could be done in putting together an inmate detail to clean up and work on county grounds. Warden Chavez has been successful in putting a detail together and they have been out the last few weeks.

The road department will be placed on four ten hour days to see if they can get more production in eliminating travel time. This is specifically for the county graders because of the amount of travel that they have by the time they get to the yard and perhaps out to their work areas in Meadow Lake, El Cerro and Tierra Grande. This may help to get more use out of the grader for the single trip and will be on a trial basis.

With regard to the situation that Katherine Gallegos Elementary is in. They are on state land under a lease program which will be up in two years. The state through some new direction, new legislation or statutory obligation will be required to negotiate those leases at same market value which has a potential of impacting the county in that the county road department and the judicial complex are on state land. They are waiting on some information from the General Services Department to see if there is an impact to the county, however that land that the county is on is for specifically prison land, the county has exchanged services. They go out and grade their parking lots, fields and do some routine services in exchange for that. That's how they've been operating and hopes that continues to be the case.

Chairman Holliday commended Mr. Lane on a job well done in regards to the organization of the Meadow Lake event.

7) ACTION ITEMS:

a) **Consideration of Proclamation "International Literacy Day" –Jill Oglesby**
Commissioner Otero-Kirkham moved for approval. Seconded by Commissioner Rael. Motion carried unanimously. (See Exhibit A)

b) **Consideration to Vacation a Portion of Marble Quarry Road-Eric Zamora**
Valencia County Resident Frank Barr, appointed as a freeholder by the commission, was asked to evaluate Marble Quarry Road to determine whether or not it should be included or excluded from the county road department rolls for maintenance and to determine what impact its vacation may or may not have on the public at large. They have determined that the road should be vacated and are making the recommendation that the commission vacate that road. After reviewing the road no other parties are affected by vacating the subject road. All parties are in agreement as to the disposition of the road. It is in the best interest of the public at large and Valencia County that the road be vacated. This particular thoroughfare has been in litigation and has been contested for a number of years. The litigation is complete and all parties have come to an agreement. Vacation is in the best interest of the county.

Commissioner Medina moved for approval. Seconded by Commissioner Gentry. Motion carried 5-0. (See Exhibit B)

c) **Consideration of Proposal with Lone Mountain for Phase I & II, Improvements for Valencia County Detention Center-Eric Zamora**

County Manager Eric Zamora said this is a revised proposal for consideration for phase I & II improvements for the county detention center. Phase I will be for design and development of plans and specifications for the detention facility expansion and building demolition. Phase II will be for the construction of the detention facility. This consideration and proposal will be to contract with Lone Mountain Contracting through a CES Contract which is a government contract for construction, design and build services. Mr. Zamora has been in discussion with different contractors over the last six months and has narrowed down a proposal with Lone Mountain Contracting in the amount of \$1.1 million dollars to expand the jail. This will provide forty beds through the purchase of twenty cells with the capacity to add an additional ten to twenty day room inmates in each of those new pods that would be built for a capacity of about sixty to eighty at full capacity. This is within the county budget.

General Manager of Lone Mountain Contracting Tom Blaine stated the construction of the expansion will take 220 days to complete. This is a fairly simple structure that's going to be constructed and the system that Mr. Zamora has chosen from Maximum Security Systems are prefab cell units and they just crane them into place. It blends itself very nicely to a design built system because the cells are a known dimension and are a standard system that has been used. Lone Mountain Contracting has been in business for about 38 years and have worked on all types of construction during that time and are licensed with the State of New Mexico. They have a GBA-98 license and have just added an electrical division to the company.

Commissioner Gentry said Lone Mountain Contracting is a Valencia County locally owned business and in addition to the \$1.1 million Lone Mountain Contracting is asking the county to pay the gross receipts tax for them and what is the CES fee that you are asking the county to also pay?

Mr. Blaine said they are a locally owned company and in addition to paying the gross receipts tax, the CES fee (cooperative educational services) is a 1% fee the agency has established, a contracting mechanism that allows contracts to be issued by public agencies through their process. It meets with all the state procurement requirements and they have a contract through CES that allows governmental agencies to purchase their services through them.

Commissioner Gentry said normally isn't the CES fee something the owner normally pays? If you want to split it, Lone Mountain Contracting can do that with you, was Mr. Blaine's response.

Commissioner Gentry said the CES fee is a private method that you folks use rather than us going through the procurement code, so it looks like Lone Mountain should absorb the whole fee.

Mr. Blaine said his argument to that is this is a process that is available to governmental agencies that the CES has already gone through the bidding process and you are not faced with the cost of bidding the project out and having the expenses of architectural services for that bid process. If it's a pinch point he'll concede the CES fees.

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Commissioner Gentry said he would also like to see Lone Mountain Contracting hire and utilize local labor force as best they can on this project.

Mr. Blaine said Lone Mountain Contracting will be performing the majority of the work. The items that will be subcontracted out are the plumbing and HVAC. There are a number of local firms that are capable of assisting them with that. Their intent is to buy local and are determined to use as many local sub's as they can. A lot of their workers live in Valencia County but some of their foremen do live in Albuquerque which are key players that will insure that the job goes properly. Those people they will probably keep in those key positions. When a job necessitates that they hire a lot of local labor, they'll have a job fair and try to bring in as many local residents as they can. In this particular project he doesn't know if the amount of labor would justify them doing that but they do advertise locally for any positions that they might need.

Commissioner Medina said he sits on the UNM Advisory Board and the Lone Mountain group does a lot for the area students. They contribute a lot to the advisory board in which they raise a lot of money for scholarship for the students and Lone Mountain has been one of the biggest contributors to UNM Valencia Campus. Commissioner Medina thanked Lone Mountain Contracting for their contributions and support.

Mr. Zamora said Valencia County has been working with the Los Lunas High School Pre-Engineering Program and the county hasn't had a real project for the students to be involved with and he asked that maybe Lone Mountain could help in giving these students some real world experience by taking them through the design and construction process.

Mr. Blaine said he is a registered professional engineer and any opportunity that he can get the attention and interest of students to bring them into this field, it pays off long term for all of them. Absolutely and if Mr. Zamora can help orchestrate to do that, he would like to do that.

Commissioner Otero-Kirkham moved to approve the proposal from Lone Mountain Contracting. Seconded by Commissioner Real. Motion carried unanimously. (See Exhibit C)

d) Consideration to Attend an Animal Control Training in Boulder, Colorado (out-of-state) - Ruben Chavez.

Code Enforcement Director Ruben Chavez was requesting travel for three employees to attend animal control training in Boulder Colorado. There is no direct cost to the county. All travel and accommodations are being paid by Friends of the Shelter and upon completion of the certification, Rescue Waggin will reimburse all the cost. Training will be held on September 15th -17th.

Commissioner Rael moved for approval. Seconded by Chairman Holliday. Motion carried unanimously.

e) Consideration of Changing a Road name From Clemente Court to Camino de Paz-Richard Chavez.

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

f) Consideration to Award RFP #191 to Valencia Family Medicine & Express Care Agreement-Joe Chavez.

Warden Joe Chavez is requesting consideration to award RFP (Request for Proposal) #191 to Valencia Family Medicine & Express Care at the rate of \$18,500.00 per month and to approve the contract. Valencia Family Medicine & Express Care is locally owned and provides health care for Valencia County residences. This new contract will provide the Valencia County Detention Center with certified nurse practitioners to assess, evaluate and meet with the inmates in custody and to manage the medical office five days a week while working with the pharmacy and medical supply vendors in an attempt to reduce the overall costs for the county. They will provide psychiatric care to the inmates of the jail with a licensed psychiatric nurse practitioner; they will provide medical staff such as medical assistants for onsite primary health care and preventive services twenty four hours a day, seven days a week. They will keep them in compliance with all HIPPA (Health Information and Portability Protection Act), NCCHC (National Commission on Correctional Health Care) and ACA (American Correctional Association) standards.

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

g) Consideration of Bond Sale to Address Health and Safety Issues in Valencia County – Kenny Griego.

Assistant County Manager requested that the commission consider the Bond Sale to address the health and safety issues in Valencia County. The bond would address the concerns of the Dispatch Center, the construction of a new County Administration Building and the expansion of the Detention Center. The amount of the Bond will be \$7,000,000.00. and it would be put up to the voters.

County Manager Eric Zamora said \$7,000,000.00 is the base request along with the bond package there are administrative fee's and associated fee's that go along with that and those are the items upcoming for consideration for a bond attorney and bond services. So those do get added in the base. Administrative fees are an additional \$50,000.00.

Commissioner Gentry asked what the numbers per unit are.

Mr. Griego said its \$6,000,000.00 for the administrative building, \$425,000.00 for the 911 Call Facility and \$625,000.00 for the Jail Expansion.

Commissioner Gentry said on the request for the jail bonds, the county is receiving monies they hadn't anticipated and he would like to reduce the jail obligation bond down to about \$550,000.00 level with the anticipation of having the other taxes come in. That reduces the overall bond to below \$7,000,000.00. This puts the commission in a position to ask for what the county really and truly needs and there's no slush fund.

Commissioner Gentry said based on that he would like it to reflect a reduction of \$75,000.00 on the jail expansion, putting that at \$550,000.00. That would put the bond request at \$6.925 million. Commissioner Gentry moved for approval to reflect a reduction of \$75,000.00, Bond request will be \$6.925 million. Seconded by Commissioner Otero-Kirkham. Motion carried unanimously.

h) Consideration of Resolution 2010-39, Special Election –Kenny Griego

Chairman Holliday motioned to accept the Special Election with the change on the jail expansion from \$625,000.00 to \$550,000.00. Commissioner Rael seconded the motion. Motion carried unanimously.

County Clerk Sally Perea announced Resolution 2010-39. (See Exhibit F)

i) Consideration of Proclamation Special election –Kenny Griego

County Attorney Adren Nance stated those were consolidated in the resolution. They were on the agenda separately in case they wanted to consider them separately but that was consolidated into the one document.

Chairman Holliday said let the record show as stated by council advising Chairman no action is required on consideration of Proclamation Special Election.

j) Consideration of Contract with Bond Advisor In Support of Health and Safety Issues in Valencia County – Kenny Griego.

Commissioner Rael moved to approve the contract with the Bond Advisor in support of health and safety issues in Valencia County. Seconded by Commissioner Gentry. Motion carried unanimously. (SEE EXHIBIT G)

k) Consideration of the Senior Employment Program Contract – Kenny Griego

Business Manager Kenny Griego stated this is the SEP Program that is funded by the State of New Mexico and allows our senior citizens to work part time and in this situation they hired two part time individuals at \$7.50 per hour.

Commission Medina moved for approval. Seconded by Commissioner Rael. Motion carried unanimously. (SEE EXHIBIT H)

l) Consideration of Project Development Agreement with Johnson Controls, Inc. Energy Efficiency Block Grant (EECBG)- Eric Zamora

County Manager Eric Zamora said this is one of the stimulus projects that the county applied for and received funding for. The intent of this program is to identify energy efficiency needs within an agency. A RFP (Request for Proposal) was issued for consideration by the public and Johnson Controls was selected and the contract with Johnson Controls is being presented tonight for the commission's consideration.

Johnson Control Account Executive Audrey George gave a brief update on what the proposal consists of. Ms. George stated this contract is an energy efficiency audit. There are four building identified in this audit and those buildings are the administration building, the judicial complex, the El Cerro Community Center and the animal control. They are going to go in and identify any type of improvement measures that can generate

savings and from these savings they are able to develop a project that is self funded, that has very specific guidelines around it, specific legislature which is called performance contracting. This means the saving has to be greater than the spending on an annual basis. This is a self funded type of project. This contract is one part, it's an audit agreement. They would go in and identify the improvements that would take place and understand the saving and then they would come back and present that to staff and the commissioners. The EECBG Grant is \$289,800.00 and that's a direct award based on the Department of Energy allocation. The price of the agreement is \$45,000.00 and that's for the four buildings. The deadline is eighteen months to be in a contract per the Department of Energy which is September 2010 and then another eighteen months to implement the project.

Chairman Holliday asked if the taxpayers agree to pass the bond in the November Election and we wouldn't want to spend money of this old administration building can it be used for a different building?

Ms. George said she had asked the same question when she heard of this and what other building could be substituted in place of this and the recommendation was three senior centers. She is asking today if a decision could be made to make that swap because they are under a time line for the Department of Energy.

Chairman Holliday also asked if the \$45,000.00 would be taken out of the \$289,800.00.

Ms. George said yes, because this is a performance contract type of project, there is no upfront capital, so that would roll into the project. This is grant money that can be used towards the overall project of the \$289,800.00. The \$289,800.00 is the EECBG grant money; it's not the price of the project. The \$45,000.00 would be part of the performance contracting project and that would be identified through this audit. They'd identify all the improvement measures and come back and present that to staff.

Commissioner Rael asked can they just add several more buildings to the list without taking any out and then use the funds according to whatever the commission prioritizes, rather than leaving some out and then trying to include them later.

County Attorney Adren Nance he doesn't think it would be a legal problem but is there an issue with it as far as the contract.

Ms. George said the scope they would like identified at this point and time so they make sure it's priced accordingly as well as working toward that ultimate end. If there is a concern in regards to the administration building, they can always make changes at the end but it's better to audit now and gather all the information. They can always remove those buildings as they go further down the line. They can remain with the four buildings and what she needs to know is if the commission wants to add the three senior centers or keep it as it is.

Commissioner Rael said it seems wise at this point to add more buildings to the list and not remove any of them. We'll remove the administration building if the bond passes and we'll leave it in if the bond fails.

Commissioner Rael moved to accept the project development agreement with Johnson control with the amendment to keep all the buildings listed and add all the Valencia County Community Centers to the list. Commissioner Gentry seconded. Motion carried unanimously. (SEE EXHIBIT I)

m) FINANCIAL MATTERS:

1) Board of County Commissioners Convenes as Board of Finance

Commissioner Otero-Kirkham moved to convene as the Board of Finance. Seconded by Commissioner Gentry. Motion carried unanimously.

Discussion of the Sheriff's Department Account and Audit-Wilma Abril

Commissioner Gentry said what he would like to do, and just to make it clear, is that any department within county government that has a levy, an assessment, a checking or a financial account of any type has to be cleared through the County Board of Finance. Reporting on a monthly basis to the finance department so that when the auditors come in, it's on the books and it can be audited. This is a matter of financial policy to have staff send out notice that all types of accounts have to be cleared and reported to the finance department.

County Attorney said something like an auxiliary fund that's not a county function, theoretically an auxiliary is a group of other people who have some sort of non-profit status, and it's not county money. Some other accounts like the jail fund that's certainly a county fund. There are different types of funds but it doesn't mean the county is responsible for all of them.

Commissioner Rael asked is someone is jailed and they have ten dollars in their wallet and they take it away from them, they put it into the county account, is that what happens

or is there a separate account? We don't own the money; the county is just acting as a trustee.

There's a separate account was Mr. Zamora's response.

Mr. Nance said the county doesn't own the money but it's still auditable like county funds. The state auditor still has the jurisdiction and the county has the jurisdiction to audit.

Chairman Holliday said we don't know how many accounts are out there. Somebody is going to have to look at this.

Commissioner Rael said he would recommend staff to acquire the information so the commission can see which ones the county has an obligation to take care of and which ones they don't want to mess with because it's too far removed from county required functions.

Chairman Holliday said the commission will either have to table this at this time or make a motion to direct staff to see what accounts each department has and then present that to this board of commissioners at a later meeting.

Commissioner Rael motioned to direct staff to provide the Commission, at some point in the near future, a list of accounts that may have implications regarding the county's duties to audit and compel accounting for those funds. Seconded by Commissioner Gentry. Motion carried unanimously.

Commissioner Otero-Kirkham moved to reconvene as the Board of County Commission. Seconded by Commissioner Rael. Motion carried unanimously.

2) Consideration of Resolution 2010-40, Increase Expenditures for Valencia-El Cerro Fire Department –Charles Eaton.

Commissioner Medina moved to approve the fire chief's request. Commissioner Otero-Kirkham and Commissioner Gentry seconded the motion. Motion carried unanimously.

County Clerk Sally Perea announced Resolution 2010-40. (SEE EXHIBIT J)

3) Consideration of Approval Payroll/Warrants – Wilma Abril

Kenny Griego presented the attached computer printout list of all checks issued by the Manager's Office on August 27, 2010 covering vendor bills processed on the above date. Check #104782 through check #104870 inclusive, for the total of \$254,506.02

Kenny Griego presented the attached computer printout list of all checks issued by the Manager's Office 08/27/2010 covering payroll process on the above date. Direct Deposit check #16780 thru direct deposit check #16954 inclusive. Deduction check #104746 thru deduction check #104781 inclusive. Payroll checks #88362 thru payroll check #88450 inclusive. Listing total \$378,488.92.

Commissioner Gentry moved for approval. Seconded by Commissioner Medina. Motion carried unanimously. (SEE EXHIBIT K)

8) EXECUTIVE SESSION- Pursuant to Section 10-15-1 NMSA 1978, the following matters may be discussed in closed session: a.) limited personnel matters; Deputy Warden Detention Center b). pending or threatened litigation and c.) other specific limited topics that are allowed or authorized under the stated statute.

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

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

County Attorney Adren Nance stated the matters that were discussed in Executive Session were limited to the Town of Peralta pending under litigation and Trigo Canyon Road under real estate and no final action was taken.

Roll call vote was taken to approve the summary that was stated by counsel. Commissioner Medina voted yes. Commissioner Rael voted yes. Commissioner Gentry voted yes. Commissioner Otero-Kirkham voted yes. Chairman Holliday voted yes. Motion carried 5-0.

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9) ACTION ITEMS(S) ON EXECUTIVE SESSION DISCUSSION

a) Consideration of Disposition; Resolution 2010-41, Donation of the Trigo Canyon Road Real Property to the United States Forest Service. Commissioner Otero-Kirkham motioned to consider giving the road to the forest service. Seconded by Commissioner Rael. Motion carried unanimously.

County Clerk Sally Perea announced Resolution 2010-41. (SEE EXHIBIT L)

Commissioner Otero-Kirkham motioned that the commission delegate the authority to the County Manager to settle the issue with the Town of Peralta and establish a system for work orders and future billings. Seconded by Commissioner Rael. Motion carried unanimously.

10) COUNTY MANAGER'S REPORT (Informational Only)

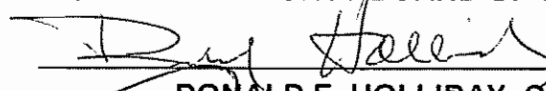
The next Public Hearing Meeting of the Valencia County Board of County Commission will be held on September 8, 2010 at 5:00 P.M. in the County Commission Room at the Valencia County Courthouse.

11) Adjournment

Commissioner Rael moved for adjournment. Seconded by Commissioner Medina. Motion carried unanimously. Time 8:56 P. M.


NOTE: All proposals, documents, items, etc., pertaining to items on the agenda of the September 1, 2010 Business Meeting (presented to the Board of County Commissioners) are attached in consecutive order as stated in these minutes.

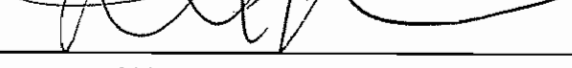
VALENCIA COUNTY BOARD OF COMMISSIONERS


DONALD E. HOLLIDAY, CHAIRMAN


GEORGIA OTERO-KIRKHAM, VICE-CHAIRMAN


PEDRO G. RAEL, MEMBER


RON GENTRY, MEMBER


DAVID MEDINA, MEMBER

ATTEST:


SALLY PEREA, COUNTY CLERK

9-15-20
DATE